

# Union Calendar No. 276

109<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 5576

[Report No. 109–495]

Making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2007, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 9, 2006

Mr. KNOLLENBERG, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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## A BILL

Making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2007, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That the following sums are appropriated, out of any  
4       money in the Treasury not otherwise appropriated, for the

1 Departments of Transportation, Treasury, and Housing  
2 and Urban Development, the Judiciary, District of Colum-  
3 bia, and independent agencies for the fiscal year ending  
4 September 30, 2007, and for other purposes, namely:

5 TITLE I

6 DEPARTMENT OF TRANSPORTATION

7 OFFICE OF THE SECRETARY

8 SALARIES AND EXPENSES

9 (INCLUDING TRANSFER OF FUNDS)

10 For necessary expenses of the Office of the Secretary,  
11 \$92,558,000, of which not to exceed \$2,255,000 shall be  
12 available for the immediate Office of the Secretary; not  
13 to exceed \$717,000 shall be available for the immediate  
14 Office of the Deputy Secretary; not to exceed \$15,681,000  
15 shall be available for the Office of the General Counsel;  
16 not to exceed \$11,684,000 shall be available for the Office  
17 of the Under Secretary of Transportation for Policy; not  
18 to exceed \$10,002,000 shall be available for the Office of  
19 the Assistant Secretary for Budget and Programs; not to  
20 exceed \$2,319,000 shall be available for the Office of the  
21 Assistant Secretary for Governmental Affairs; not to ex-  
22 ceed \$25,108,000 shall be available for the Office of the  
23 Assistant Secretary for Administration; not to exceed  
24 \$1,932,000 shall be available for the Office of Public Af-  
25 fairs; not to exceed \$1,478,000 shall be available for the  
26 Office of the Executive Secretariat; not to exceed

1 \$707,000 shall be available for the Board of Contract Ap-  
2 peals; not to exceed \$1,286,000 shall be available for the  
3 Office of Small and Disadvantaged Business Utilization;  
4 not to exceed \$2,722,000 for the Office of Intelligence and  
5 Security; not to exceed \$12,281,000 shall be available for  
6 the Office of the Chief Information Officer; and not to  
7 exceed \$4,386,000 shall be available for the Office of  
8 Emergency Transportation: *Provided*, That the Secretary  
9 of Transportation is authorized to transfer funds appro-  
10 priated for any office of the Office of the Secretary to any  
11 other office of the Office of the Secretary: *Provided fur-*  
12 *ther*, That no appropriation for any office shall be in-  
13 creased or decreased by more than 5 percent by all such  
14 transfers: *Provided further*, That notice of any change in  
15 funding greater than 5 percent shall be submitted for ap-  
16 proval to the House and Senate Committees on Appropria-  
17 tions: *Provided further*, That not to exceed \$60,000 shall  
18 be for allocation within the Department for official recep-  
19 tion and representation expenses as the Secretary may de-  
20 termine: *Provided further*, That notwithstanding any other  
21 provision of law, excluding fees authorized in Public Law  
22 107–71, there may be credited to this appropriation up  
23 to \$2,500,000 in funds received in user fees.

24 OFFICE OF CIVIL RIGHTS

25 For necessary expenses of the Office of Civil Rights,  
26 \$8,821,000.

7 WORKING CAPITAL FUND

**HR 5576 RH**

## 1 MINORITY BUSINESS RESOURCE CENTER PROGRAM

2 For the cost of guaranteed loans for short-term work-  
3 ing capital, \$495,000, as authorized by 49 U.S.C. 332:  
4 *Provided*, That such costs, including the cost of modifying  
5 such loans, shall be as defined in section 502 of the Con-  
6 gressional Budget Act of 1974: *Provided further*, That  
7 these funds are available to subsidize total loan principal,  
8 any part of which is to be guaranteed, not to exceed  
9 \$18,367,000. In addition, for administrative expenses to  
10 carry out the guaranteed loan program, \$396,000.

## 11 MINORITY BUSINESS OUTREACH

12 For necessary expenses of Minority Business Re-  
13 source Center outreach activities, \$2,970,000, to remain  
14 available until September 30, 2008: *Provided*, That not-  
15 withstanding 49 U.S.C. 332, these funds may be used for  
16 business opportunities related to any mode of transpor-  
17 tation.

## 18 PAYMENTS TO AIR CARRIERS

19 (AIRPORT AND AIRWAY TRUST FUND)

20 (INCLUDING TRANSFER OF FUNDS)

21 In addition to funds made available from any other  
22 source to carry out the essential air service program under  
23 49 U.S.C. 41731 through 41742, \$67,000,000, to be de-  
24 rived from the Airport and Airway Trust Fund, to remain  
25 available until expended: *Provided*, That, in determining  
26 between or among carriers competing to provide service

1 to a community, the Secretary may consider the relative  
 2 subsidy requirements of the carriers: *Provided further*,  
 3 That, if the funds under this heading are insufficient to  
 4 meet the costs of the essential air service program in the  
 5 current fiscal year, the Secretary shall transfer such sums  
 6 as may be necessary to carry out the essential air service  
 7 program from any available amounts appropriated to or  
 8 directly administered by the Office of the Secretary for  
 9 such fiscal year: *Provided further*, That of the funds made  
 10 available under this heading, \$1,000,000 shall be used to  
 11 carry out the three marketing incentive programs author-  
 12 ized by section 41748 of title 49, United States Code.

13 COMPENSATION FOR AIR CARRIERS

14 (RESCISSION)

15 Of the funds made available under section 101(a)(2)  
 16 of Public Law 107–42, \$50,000,000 are rescinded.

17 ADMINISTRATIVE PROVISIONS—OFFICE OF THE

18 SECRETARY OF TRANSPORTATION

19 SEC. 101. The Administrator of the Federal Aviation  
 20 Administration may reimburse amounts made available to  
 21 satisfy 49 U.S.C. 41742(a)(1) from fees credited under  
 22 49 U.S.C. 45303: *Provided*, That during fiscal year 2007,  
 23 49 U.S.C. 41742(b) shall not apply, and any amount re-  
 24 maining in such account at the close of that fiscal year  
 25 may be made available to satisfy section 41742(a)(1) for  
 26 the subsequent fiscal year.

1        SEC. 102. The Secretary of Transportation is author-  
2 ized to transfer the unexpended balances available for the  
3 bonding assistance program from “Office of the Secretary,  
4 Salaries and expenses” to “Minority Business Outreach”.

5        SEC. 103. None of the funds made available in this  
6 Act to the Department of Transportation may be obligated  
7 for the Office of the Secretary of Transportation to ap-  
8 prove assessments or reimbursable agreements pertaining  
9 to funds appropriated to the modal administrations in this  
10 Act, except for activities underway on the date of enact-  
11 ment of this Act, unless such assessments or agreements  
12 have completed the normal reprogramming process for  
13 Congressional notification.

14        SEC. 104. None of the funds made available under  
15 this Act may be obligated or expended to establish or im-  
16 plement a program under which essential air service com-  
17 munities are required to assume subsidy costs commonly  
18 referred to as the EAS local participation program.

19                    FEDERAL AVIATION ADMINISTRATION

20                                    OPERATIONS

21                                    (INCLUDING TRANSFER OF FUNDS)

22        For necessary expenses of the Federal Aviation Ad-  
23 ministration, not otherwise provided for, including oper-  
24 ations and research activities related to commercial space  
25 transportation, administrative expenses for research and  
26 development, establishment of air navigation facilities, the

1 operation (including leasing) and maintenance of aircraft,  
2 subsidizing the cost of aeronautical charts and maps sold  
3 to the public, lease or purchase of passenger motor vehi-  
4 cles for replacement only, in addition to amounts made  
5 available by Public Law 108–176, \$8,360,000,000, of  
6 which \$4,843,000,000 shall be derived from the Airport  
7 and Airway Trust Fund, of which not to exceed  
8 \$6,698,728,000 shall be available for air traffic organiza-  
9 tion activities; not to exceed \$997,718,000 shall be avail-  
10 able for aviation regulation and certification activities; not  
11 to exceed \$11,985,000 shall be available for commercial  
12 space transportation activities; not to exceed \$92,227,000  
13 shall be available for financial services activities; not to  
14 exceed \$87,850,000 shall be available for human resources  
15 program activities; not to exceed \$272,821,000 shall be  
16 available for region and center operations and regional co-  
17 ordination activities; not to exceed \$175,392,000 shall be  
18 available for staff offices; and not to exceed \$36,799,000  
19 shall be available for information services: *Provided*, That  
20 not to exceed 2 percent of any budget activity, except for  
21 aviation regulation and certification budget activity, may  
22 be transferred to any budget activity under this heading:  
23 *Provided further*, That no transfer may increase or de-  
24 crease any appropriation by more than 2 percent: *Provided*  
25 *further*, That any transfer in excess of 2 percent shall be

1 treated as a reprogramming of funds under section 810  
2 of this Act and shall not be available for obligation or ex-  
3 penditure except in compliance with the procedures set  
4 forth in that section: *Provided further*, That none of the  
5 funds in this Act shall be available for the Federal Avia-  
6 tion Administration to finalize or implement any regula-  
7 tion that would promulgate new aviation user fees not spe-  
8 cifically authorized by law after the date of the enactment  
9 of this Act: *Provided further*, That there may be credited  
10 to this appropriation funds received from States, counties,  
11 municipalities, foreign authorities, other public authori-  
12 ties, and private sources, for expenses incurred in the pro-  
13 vision of agency services, including receipts for the mainte-  
14 nance and operation of air navigation facilities, and for  
15 issuance, renewal or modification of certificates, including  
16 airman, aircraft, and repair station certificates, or for  
17 tests related thereto, or for processing major repair or al-  
18 teration forms: *Provided further*, That of the funds appro-  
19 priated under this heading, not less than \$8,000,000 shall  
20 be for the contract tower cost-sharing program: *Provided*  
21 *further*, That funds may be used to enter into a grant  
22 agreement with a nonprofit standard-setting organization  
23 to assist in the development of aviation safety standards:  
24 *Provided further*, That none of the funds in this Act shall  
25 be available for new applicants for the second career train-

1 ing program: *Provided further*, That none of the funds in  
 2 this Act shall be available for paying premium pay under  
 3 5 U.S.C. 5546(a) to any Federal Aviation Administration  
 4 employee unless such employee actually performed work  
 5 during the time corresponding to such premium pay: *Pro-*  
 6 *vided further*, That none of the funds in this Act may be  
 7 obligated or expended to operate a manned auxiliary flight  
 8 service station in the contiguous United States: *Provided*  
 9 *further*, That none of the funds in this Act for aeronautical  
 10 charting and cartography are available for activities con-  
 11 ducted by, or coordinated through, the Working Capital  
 12 Fund: *Provided further*, That none of the funds in this  
 13 Act may be obligated or expended for an employee of the  
 14 Federal Aviation Administration to purchase a store gift  
 15 card or gift certificate through use of a Government-issued  
 16 credit card.

#### 17 FACILITIES AND EQUIPMENT

#### 18 (AIRPORT AND AIRWAY TRUST FUND)

19 For necessary expenses, not otherwise provided for,  
 20 for acquisition, establishment, technical support services,  
 21 improvement by contract or purchase, and hire of air navi-  
 22 gation and experimental facilities and equipment, as au-  
 23 thorized under part A of subtitle VII of title 49, United  
 24 States Code, including initial acquisition of necessary sites  
 25 by lease or grant; engineering and service testing, includ-  
 26 ing construction of test facilities and acquisition of nec-

1   essary sites by lease or grant; construction and furnishing  
2   of quarters and related accommodations for officers and  
3   employees of the Federal Aviation Administration sta-  
4   tioned at remote localities where such accommodations are  
5   not available; and the purchase, lease, or transfer of air-  
6   craft from funds available under this heading; to be de-  
7   rived from the Airport and Airway Trust Fund,  
8   \$3,110,000,000, of which \$2,662,100,000 shall remain  
9   available until September 30, 2009, and of which  
10   \$447,900,000 shall remain available until September 30,  
11   2007: *Provided*, That there may be credited to this appro-  
12   priation funds received from States, counties, municipali-  
13   ties, other public authorities, and private sources, for ex-  
14   penses incurred in the establishment and modernization  
15   of air navigation facilities: *Provided further*, That upon ini-  
16   tial submission to the Congress of the fiscal year 2008  
17   President's budget, the Secretary of Transportation shall  
18   transmit to the Congress a comprehensive capital invest-  
19   ment plan for the Federal Aviation Administration which  
20   includes funding for each budget line item for fiscal years  
21   2008 through 2012, with total funding for each year of  
22   the plan constrained to the funding targets for those years  
23   as estimated and approved by the Office of Management  
24   and Budget.

1 RESEARCH, ENGINEERING, AND DEVELOPMENT

2 (AIRPORT AND AIRWAY TRUST FUND)

3 For necessary expenses, not otherwise provided for,  
4 for research, engineering, and development, as authorized  
5 under part A of subtitle VII of title 49, United States  
6 Code, including construction of experimental facilities and  
7 acquisition of necessary sites by lease or grant,  
8 \$134,000,000, to be derived from the Airport and Airway  
9 Trust Fund and to remain available until September 30,  
10 2009: *Provided*, That there may be credited to this appro-  
11 priation funds received from States, counties, municipali-  
12 ties, other public authorities, and private sources, for ex-  
13 penses incurred for research, engineering, and develop-  
14 ment.

15 GRANTS-IN-AID FOR AIRPORTS

16 (LIQUIDATION OF CONTRACT AUTHORIZATION)

17 (LIMITATION ON OBLIGATIONS)

18 (AIRPORT AND AIRWAY TRUST FUND)

19 (INCLUDING TRANSFER OF FUNDS)

20 For liquidation of obligations incurred for grants-in-  
21 aid for airport planning and development, and noise com-  
22 patibility planning and programs as authorized under sub-  
23 chapter I of chapter 471 and subchapter I of chapter 475  
24 of title 49, United States Code, and under other law au-  
25 thorizing such obligations; for procurement, installation,  
26 and commissioning of runway incursion prevention devices

1 and systems at airports of such title; for grants authorized  
2 under section 41743 of title 49, United States Code; and  
3 for inspection activities and administration of airport safe-  
4 ty programs, including those related to airport operating  
5 certificates under section 44706 of title 49, United States  
6 Code, \$4,171,000,000 to be derived from the Airport and  
7 Airway Trust Fund and to remain available until ex-  
8 pended: *Provided*, That none of the funds under this head-  
9 ing shall be available for the planning or execution of pro-  
10 grams the obligations for which are in excess of  
11 \$3,700,000,000 in fiscal year 2007, notwithstanding sec-  
12 tion 47117(g) of title 49, United States Code: *Provided*  
13 *further*, That none of the funds under this heading shall  
14 be available for the replacement of baggage conveyor sys-  
15 tems, reconfiguration of terminal baggage areas, or other  
16 airport improvements that are necessary to install bulk ex-  
17 plosive detection systems: *Provided further*, That notwith-  
18 standing any other provision of law, of funds limited under  
19 this heading, up to \$74,971,000 shall be obligated for ad-  
20 ministration, up to \$10,000,000 shall be available for the  
21 airport cooperative research program, up to \$12,000,000  
22 shall be available to carry out the Small Community Air  
23 Service Development Program, and up to \$17,870,000  
24 shall be for airport technology research, to remain avail-  
25 able until expended.

1 GRANTS-IN-AID FOR AIRPORTS  
2 (AIRPORT AND AIRWAY TRUST FUND)  
3 (RESCISSION OF CONTRACT AUTHORIZATION)

4 Of the amounts authorized for the fiscal year ending  
5 September 30, 2007 and prior years under sections 48103  
6 and 48112 of title 49, United States Code, \$25,000,000  
7 are rescinded.

8 ADMINISTRATIVE PROVISIONS—FEDERAL AVIATION  
9 ADMINISTRATION

10 SEC. 110. Notwithstanding any other provision of  
11 law, airports may transfer without consideration to the  
12 Federal Aviation Administration (FAA) instrument land-  
13 ing systems (along with associated approach lighting  
14 equipment and runway visual range equipment) which  
15 conform to FAA design and performance specifications,  
16 the purchase of which was assisted by a Federal airport-  
17 aid program, airport development aid program or airport  
18 improvement program grant: *Provided*, That the Federal  
19 Aviation Administration shall accept such equipment,  
20 which shall thereafter be operated and maintained by FAA  
21 in accordance with agency criteria.

22 SEC. 111. None of the funds in this Act may be used  
23 to compensate in excess of 380 technical staff-years under  
24 the federally funded research and development center con-  
25 tract between the Federal Aviation Administration and the

1 Center for Advanced Aviation Systems Development dur-  
2 ing fiscal year 2006.

3 SEC. 112. None of the funds in this Act shall be used  
4 to pursue or adopt guidelines or regulations requiring air-  
5 port sponsors to provide to the Federal Aviation Adminis-  
6 tration without cost building construction, maintenance,  
7 utilities and expenses, or space in airport sponsor-owned  
8 buildings for services relating to air traffic control, air  
9 navigation, or weather reporting: *Provided*, That the pro-  
10 hibition of funds in this section does not apply to negotia-  
11 tions between the agency and airport sponsors to achieve  
12 agreement on “below-market” rates for these items or to  
13 grant assurances that require airport sponsors to provide  
14 land without cost to the FAA for air traffic control facili-  
15 ties.

16 SEC. 113. Amounts collected under section 40113(e)  
17 of title 49, United States Code, shall be credited to the  
18 appropriation current at the time of collection, to be  
19 merged with and available for the same purposes of such  
20 appropriation.

21 SEC. 114. None of the funds appropriated or limited  
22 by this Act may be used to change weight restrictions or  
23 prior permission rules at Teterboro Airport in Teterboro,  
24 New Jersey.

1       SEC. 115. (a) Section 44302(f)(1) of title 49, United  
 2 States Code, is amended by striking “2006,” each place  
 3 it appears and inserting “2007,”.

4       (b) Section 44303(b) of such title is amended by  
 5 striking “2006,” and inserting “2007,”.

6       SEC. 116. None of the funds made available in this  
 7 Act shall be used for engineering work related to an addi-  
 8 tional runway at Louis Armstrong New Orleans Inter-  
 9 national Airport.

#### 10                   FEDERAL HIGHWAY ADMINISTRATION

#### 11                   LIMITATION ON ADMINISTRATIVE EXPENSES

12       Necessary expenses for administration and operation  
 13 of the Federal Highway Administration, not to exceed  
 14 \$372,504,000 shall be paid in accordance with law from  
 15 appropriations made available by this Act to the Federal  
 16 Highway Administration together with advances and reim-  
 17 bursements received by the Federal Highway Administra-  
 18 tion.

#### 19                   FEDERAL-AID HIGHWAYS

#### 20                   (LIMITATION ON OBLIGATIONS)

#### 21                   (HIGHWAY TRUST FUND)

#### 22                   (INCLUDING TRANSFER OF FUNDS)

23       None of the funds in this Act shall be available for  
 24 the implementation or execution of programs, the obliga-  
 25 tions for which are in excess of \$39,086,464,683 for Fed-  
 26 eral-aid highways and highway safety construction pro-

1 grams for fiscal year 2007: *Provided*, That within this ob-  
2 ligation limitation on Federal-aid highways and highway  
3 safety construction programs, not more than  
4 \$429,800,000 shall be available for the implementation or  
5 execution of programs for transportation research (chap-  
6 ter 5 of title 23, United States Code; sections 111, 5505,  
7 and 5506 of title 49, United States Code; and title 5 of  
8 Public Law 109–59) for fiscal year 2007: *Provided further*,  
9 That this limitation on transportation research programs  
10 shall not apply to any authority previously made available  
11 for obligation: *Provided further*, That the funds authorized  
12 pursuant to 23 U.S.C. 110 for the motor carrier safety  
13 grant program, and the obligation limitation associated  
14 with such funds provided under this heading, shall be  
15 transferred to the Federal Motor Carrier Safety Adminis-  
16 tration: *Provided further*, That the Secretary may, as au-  
17 thorized by section 605(b) of title 23, United States Code,  
18 collect and spend fees to cover the costs of services of ex-  
19 pert firms, including counsel, in the field of municipal and  
20 project finance to assist in the underwriting and servicing  
21 of Federal credit instruments and all or a portion of the  
22 costs to the Federal government of servicing such credit  
23 instruments: *Provided further*, That such fees are available  
24 until expended to pay for such costs: *Provided further*,  
25 That such amounts are in addition to administrative ex-

1   penses that are also available for such purpose, and are  
 2   not subject to any obligation limitation or the limitation  
 3   on administrative expenses under section 608 of title 23,  
 4   United States Code.

5           (LIQUIDATION OF CONTRACT AUTHORIZATION)

6                   (HIGHWAY TRUST FUND)

7           For carrying out the provisions of title 23, United  
 8   States Code, that are attributable to Federal-aid high-  
 9   ways, not otherwise provided, including reimbursement for  
 10   sums expended pursuant to the provisions of 23 U.S.C.  
 11   308, \$39,086,464,683 or so much thereof as may be avail-  
 12   able in and derived from the Highway Trust Fund (other  
 13   than the Mass Transit Account), to remain available until  
 14   expended.

15                   (HIGHWAY TRUST FUND)

16                           (RESCISSION)

17           Of the unobligated balances of funds apportioned to  
 18   each State under chapter 1 of title 23, United States  
 19   Code, \$2,000,000,000 are rescinded: *Provided*, That such  
 20   rescission shall not apply to the funds distributed in ac-  
 21   cordance with 23 U.S.C. 130(f), 23 U.S.C. 133(d)(1) as  
 22   in effect prior to the date of enactment of Public Law  
 23   109–59, the first sentence of 23 U.S.C. 133(d)(3)(A), 23  
 24   U.S.C. 104(b)(5), or 23 U.S.C. 163 as in effect prior to  
 25   the enactment of Public Law 109–59.

1 ADMINISTRATIVE PROVISIONS—FEDERAL HIGHWAY

2 ADMINISTRATION

3 (INCLUDING RESCISSIONS)

4 SEC. 120. (a) For fiscal year 2007, the Secretary of  
5 Transportation shall—

6 (1) not distribute from the obligation limitation  
7 for Federal-aid highways amounts authorized for ad-  
8 ministrative expenses and programs by section  
9 104(a) of title 23, United States Code; the highway  
10 use tax evasion program; and the Bureau of Trans-  
11 portation Statistics;

12 (2) not distribute an amount from the obliga-  
13 tion limitation for Federal-aid highways that is equal  
14 to the unobligated balance of amounts made avail-  
15 able from the Highway Trust Fund (other than the  
16 Mass Transit Account) for Federal-aid highways and  
17 highway safety programs for previous fiscal years  
18 the funds for which are allocated by the Secretary;

19 (3) determine the ratio that—

20 (A) the obligation limitation for Federal-  
21 aid highways, less the aggregate of amounts not  
22 distributed under paragraphs (1) and (2), bears  
23 to

24 (B) the total of the sums authorized to be  
25 appropriated for Federal-aid highways and  
26 highway safety construction programs (other

1           than sums authorized to be appropriated for  
2           provisions of law described in paragraphs (1)  
3           through (9) of subsection (b) and sums author-  
4           ized to be appropriated for section 105 of title  
5           23, United States Code, equal to the amount  
6           referred to in subsection (b)(10) for such fiscal  
7           year), less the aggregate of the amounts not  
8           distributed under paragraphs (1) and (2) of  
9           this subsection;

10          (4)(A) distribute the obligation limitation for  
11          Federal-aid highways, less the aggregate amounts  
12          not distributed under paragraphs (1) and (2), for  
13          sections 1301, 1302, and 1934 of the Safe, Account-  
14          able, Flexible, Efficient Transportation Equity Act:  
15          A Legacy for Users; sections 117 (but individually  
16          for each project numbered 1 through 3676 listed in  
17          the table contained in section 1702 of the Safe, Ac-  
18          countable, Flexible, Efficient Transportation Equity  
19          Act: A Legacy for Users) and 144(g) of title 23,  
20          United States Code; and section 14501 of title 40,  
21          United States Code, so that the amount of obliga-  
22          tion authority available for each of such sections is  
23          equal to the amount determined by multiplying the  
24          ratio determined under paragraph (3) by the sums

1 authorized to be appropriated for that section for  
2 the fiscal year; and

3 (B) distribute \$2,000,000,000 for section 105  
4 of title 23, United States Code;

5 (5) distribute the obligation limitation provided  
6 for Federal-aid highways, less the aggregate  
7 amounts not distributed under paragraphs (1) and  
8 (2) and amounts distributed under paragraph (4),  
9 for each of the programs that are allocated by the  
10 Secretary under the Safe, Accountable, Flexible, Ef-  
11 ficient Transportation Equity Act: A Legacy for  
12 Users and title 23, United States Code (other than  
13 to programs to which paragraphs (1) and (4) apply),  
14 by multiplying the ratio determined under paragraph  
15 (3) by the amounts authorized to be appropriated  
16 for each such program for such fiscal year; and

17 (6) distribute the obligation limitation provided  
18 for Federal-aid highways, less the aggregate  
19 amounts not distributed under paragraphs (1) and  
20 (2) and amounts distributed under paragraphs (4)  
21 and (5), for Federal-aid highways and highway safe-  
22 ty construction programs (other than the amounts  
23 apportioned for the equity bonus program, but only  
24 to the extent that the amounts apportioned for the  
25 equity bonus program for the fiscal year are greater

1       than \$2,639,000,000, and the Appalachian develop-  
2       ment highway system program) that are apportioned  
3       by the Secretary under the Safe, Accountable, Flexi-  
4       ble, Efficient Transportation Equity Act: A Legacy  
5       for Users and title 23, United States Code, in the  
6       ratio that—

7               (A) amounts authorized to be appropriated  
8       for such programs that are apportioned to each  
9       State for such fiscal year, bear to

10              (B) the total of the amounts authorized to  
11       be appropriated for such programs that are ap-  
12       portioned to all States for such fiscal year.

13       (b) EXCEPTIONS FROM OBLIGATION LIMITATION.—

14   The obligation limitation for Federal-aid highways shall  
15   not apply to obligations: (1) under section 125 of title 23,  
16   United States Code; (2) under section 147 of the Surface  
17   Transportation Assistance Act of 1978; (3) under section  
18   9 of the Federal-Aid Highway Act of 1981; (4) under sub-  
19   sections (b) and (j) of section 131 of the Surface Trans-  
20   portation Assistance Act of 1982; (5) under subsections  
21   (b) and (c) of section 149 of the Surface Transportation  
22   and Uniform Relocation Assistance Act of 1987; (6) under  
23   sections 1103 through 1108 of the Intermodal Surface  
24   Transportation Efficiency Act of 1991; (7) under section  
25   157 of title 23, United States Code, as in effect on the

1 day before the date of the enactment of the Transpor-  
2 tation Equity Act for the 21st Century; (8) under section  
3 105 of title 23, United States Code, as in effect for fiscal  
4 years 1998 through 2004, but only in an amount equal  
5 to \$639,000,000 for each of those fiscal years; (9) for  
6 Federal-aid highway programs for which obligation au-  
7 thority was made available under the Transportation Eq-  
8 uity Act for the 21st Century or subsequent public laws  
9 for multiple years or to remain available until used, but  
10 only to the extent that the obligation authority has not  
11 lapsed or been used; (10) under section 105 of title 23,  
12 United States Code, but only in an amount equal to  
13 \$639,000,000 for each of fiscal years 2005, 2006 and  
14 2007; and (11) under section 1603 of the Safe, Account-  
15 able, Flexible, Efficient Transportation Equity Act: A  
16 Legacy for Users, to the extent that funds obligated in  
17 accordance with that section were not subject to a limita-  
18 tion on obligations at the time at which the funds were  
19 initially made available for obligation.

20 (c) REDISTRIBUTION OF UNUSED OBLIGATION AU-  
21 THORITY.—Notwithstanding subsection (a), the Secretary  
22 shall, after August 1 of such fiscal year, revise a distribu-  
23 tion of the obligation limitation made available under sub-  
24 section (a) if the amount distributed cannot be obligated  
25 during that fiscal year and redistribute sufficient amounts

1 to those States able to obligate amounts in addition to  
2 those previously distributed during that fiscal year, giving  
3 priority to those States having large unobligated balances  
4 of funds apportioned under sections 104 and 144 of title  
5 23, United States Code.

6 (d) APPLICABILITY OF OBLIGATION LIMITATIONS TO  
7 TRANSPORTATION RESEARCH PROGRAMS.—The obliga-  
8 tion limitation shall apply to transportation research pro-  
9 grams carried out under chapter 5 of title 23, United  
10 States Code, and title V (research title) of the Safe, Ac-  
11 countable, Flexible, Efficient Transportation Equity Act:  
12 A Legacy for Users, except that obligation authority made  
13 available for such programs under such limitation shall re-  
14 main available for a period of 3 fiscal years and shall be  
15 in addition to the amount of any limitation imposed on  
16 obligations for Federal-aid highway and highway safety  
17 construction programs for future fiscal years.

18 (e) REDISTRIBUTION OF CERTAIN AUTHORIZED  
19 FUNDS.—

20 (1) IN GENERAL.—Not later than 30 days after  
21 the date of the distribution of obligation limitation  
22 under subsection (a), the Secretary shall distribute  
23 to the States any funds that—

1 (A) are authorized to be appropriated for  
2 such fiscal year for Federal-aid highways pro-  
3 grams; and

4 (B) the Secretary determines will not be  
5 allocated to the States, and will not be available  
6 for obligation, in such fiscal year due to the im-  
7 position of any obligation limitation for such  
8 fiscal year.

9 (2) RATIO.—Funds shall be distributed under  
10 paragraph (1) in the same ratio as the distribution  
11 of obligation authority under subsection (a)(6).

12 (3) AVAILABILITY.—Funds distributed under  
13 paragraph (1) shall be available for any purposes de-  
14 scribed in section 133(b) of title 23, United States  
15 Code.

16 (f) SPECIAL LIMITATION CHARACTERISTICS.—Obli-  
17 gation limitation distributed for a fiscal year under sub-  
18 section (a)(4) for the provision specified in subsection  
19 (a)(4) shall—

20 (1) remain available until used for obligation of  
21 funds for that provision; and

22 (2) be in addition to the amount of any limita-  
23 tion imposed on obligations for Federal-aid highway  
24 and highway safety construction programs for future  
25 fiscal years.

1 (g) HIGH PRIORITY PROJECT FLEXIBILITY.—

2 (1) IN GENERAL.—Subject to paragraph (2),  
3 obligation authority distributed for such fiscal year  
4 under subsection (a)(4) for each project numbered 1  
5 through 3676 listed in the table contained in section  
6 1702 of the Safe, Accountable, Flexible, Efficient  
7 Transportation Equity Act: A Legacy for Users may  
8 be obligated for any other project in such section in  
9 the same State.

10 (2) RESTORATION.—Obligation authority used  
11 as described in paragraph (1) shall be restored to  
12 the original purpose on the date on which obligation  
13 authority is distributed under this section for the  
14 next fiscal year following obligation under paragraph  
15 (1).

16 (h) LIMITATION ON STATUTORY CONSTRUCTION.—  
17 Nothing in this section shall be construed to limit the dis-  
18 tribution of obligation authority under subsection  
19 (a)(4)(A) for each of the individual projects numbered  
20 greater than 3676 listed in the table contained in section  
21 1702 of the Safe, Accountable, Flexible, Efficient Trans-  
22 portation Equity Act: A Legacy for Users.

23 SEC. 121. Notwithstanding 31 U.S.C. 3302, funds re-  
24 ceived by the Bureau of Transportation Statistics from the  
25 sale of data products, for necessary expenses incurred pur-

1 suant to 49 U.S.C. 111 may be credited to the Federal-  
2 aid highways account for the purpose of reimbursing the  
3 Bureau for such expenses: *Provided*, That such funds shall  
4 be subject to the obligation limitation for Federal-aid  
5 highways and highway safety construction.

6 SEC. 122. Notwithstanding any other provision of  
7 law, funds authorized under section 110 of title 23, United  
8 States Code, for fiscal year 2007 shall be apportioned to  
9 the States in accordance with section 1105(f) of the Safe,  
10 Accountable, Flexible, Efficient Transportation Equity  
11 Act: A Legacy for Users (Public Law 109–59; 119 Stat.  
12 1144, 1166), except that before allocations in accordance  
13 with section 1105(f)(3) of such Act are made,  
14 \$300,000,000 shall be set aside for the Transportation,  
15 Community, and System Preservation Program under sec-  
16 tion 1117 of such Act (119 Stat. at 1177–1179) and ad-  
17 ministered in accordance with section 1117(g)(2) of such  
18 Act.

19 SEC. 123. Notwithstanding any other provision of  
20 law, funds provided in Public Law 102–143 in the item  
21 relating to “Highway Bypass Demonstration Project”  
22 shall be available for the improvement of Route 101 in  
23 the vicinity of Prunedale, Monterey County, California.

24 SEC. 124. Of the unobligated balances made available  
25 under Public Law 101–516, Public Law 102–143, Public

1 Law 102–240, Public Law 103–331, Public Law 105–  
2 178, Public Law 106–346, Public Law 107–87, and Pub-  
3 lic Law 108–7, \$12,177,193.53 are rescinded.

4 SEC. 125. Of the unobligated balances made available  
5 under section 188(a)(1) of title 23, United States Code,  
6 as in effect prior to the date of enactment of Public Law  
7 109–59, and under section 608(a)(1) of such title,  
8 \$100,000,000 are rescinded.

9 SEC. 126. Of the amounts made available under sec-  
10 tion 104(a) of title 23, United States Code, \$14,460,721  
11 is rescinded.

12 SEC. 127. Of the unobligated balances made available  
13 for fiscal year 2005, under title 5 of Public Law 109–  
14 59, for the implementation or execution of programs for  
15 transportation research, \$37,815,112 is rescinded.

16 SEC. 128. Notwithstanding any other provision of  
17 law, funds provided under section 378 of the Department  
18 of Transportation and Related Agencies Appropriations  
19 Act, 2001 (Public Law 106–346, 114 Stat. 1356, 1356A–  
20 41), for the reconstruction of School Road East in Marl-  
21 boro Township, New Jersey, shall be available for the  
22 Spring Valley Road Project in Marlboro Township, New  
23 Jersey.

24 SEC. 129. Notwithstanding any other provision of  
25 law, none of the funds made available or limited by this

1 Act shall be used for (1) the development, planning, de-  
 2 sign, or construction of a bridge joining the Island of  
 3 Gravina to the Community of Ketchikan, Alaska; (2) the  
 4 development, planning, design, or construction of the Knik  
 5 Arm Bridge, Alaska; or (3) any administrative expense of  
 6 the Federal Highway Administration to provide payment  
 7 or reimbursement for any expense incurred by the State  
 8 of Alaska in carrying out an activity described in para-  
 9 graph (1) or (2).

10 FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION

11 MOTOR CARRIER SAFETY GRANTS

12 (LIQUIDATION OF CONTRACT AUTHORIZATION)

13 (LIMITATION ON OBLIGATIONS)

14 (HIGHWAY TRUST FUND)

15 For payment of obligations incurred in carrying out  
 16 sections 31102, 31104(a), 31106, 31107, 31109, 31309,  
 17 31313 of title 49, United States Code, and sections 4126  
 18 and 4128 of Public Law 109–59, \$294,000,000, to be de-  
 19 rived from the Highway Trust Fund (other than the Mass  
 20 Transit Account) and to remain available until expended:  
 21 *Provided*, That none of the funds in this Act shall be avail-  
 22 able for the implementation or execution of programs, the  
 23 obligations for which are in excess of \$294,000,000, for  
 24 “Motor Carrier Safety Grants”; of which \$197,000,000  
 25 shall be available for the motor carrier safety assistance  
 26 program to carry out sections 31102 and 31104(a) of title

1 49, United States Code; \$25,000,000 shall be available for  
 2 the commercial driver's license improvements program to  
 3 carry out section 31313 of title 49, United States Code;  
 4 \$32,000,000 shall be available for the border enforcement  
 5 grants program to carry out section 31107 of title 49,  
 6 United States Code; \$5,000,000 shall be available for the  
 7 performance and registration information system manage-  
 8 ment program to carry out sections 31106(b) and 31109  
 9 of title 49, United States Code; \$25,000,000 shall be  
 10 available for the commercial vehicle information systems  
 11 and networks deployment program to carry out section  
 12 4126 of Public Law 109–59; \$3,000,000 shall be available  
 13 for the safety data improvement program to carry out sec-  
 14 tion 4128 of Public Law 109–59; and \$7,000,000 shall  
 15 be available for the commercial driver's license information  
 16 system modernization program to carry out section  
 17 31309(e) of title 49, United States Code.

18 MOTOR CARRIER SAFETY OPERATIONS AND PROGRAMS

19 (LIQUIDATION OF CONTRACT AUTHORIZATION)

20 (LIMITATION ON OBLIGATIONS)

21 (HIGHWAY TRUST FUND)

22 For payment of obligations incurred in the implemen-  
 23 tation, execution, and administration of the motor carrier  
 24 safety operations and programs pursuant to section  
 25 31104(i) of title 49, United States Code, and sections  
 26 4127 and 4134 of Public Law 109–59, \$223,000,000, to

1 be derived from the Highway Trust Fund (other than the  
 2 Mass Transit Account), together with advances and reim-  
 3 bursements received by the Federal Motor Carrier Safety  
 4 Administration, the sum of which shall remain available  
 5 until expended: *Provided*, That none of the funds derived  
 6 from the Highway Trust Fund in this Act shall be avail-  
 7 able for the implementation, execution or administration  
 8 of programs, the obligations for which are in excess of  
 9 \$223,000,000, for “Motor Carrier Safety Operations and  
 10 Programs”, of which \$10,296,000, to remain available for  
 11 obligation until September 30, 2009, is for the research  
 12 and technology program and \$1,000,000 shall be available  
 13 for commercial motor vehicle operator’s grants to carry  
 14 out section 4134 of Public Law 109–59: *Provided further*,  
 15 That none of the funds under this heading for outreach  
 16 and education shall be available for transfer.

17 MOTOR CARRIER SAFETY

18 (HIGHWAY TRUST FUND)

19 (RESCISSION)

20 Of the amounts made available under this heading  
 21 in prior appropriations Acts, \$27,122,669 in unobligated  
 22 balances are rescinded.

1 NATIONAL MOTOR CARRIER SAFETY PROGRAM  
2 (HIGHWAY TRUST FUND)  
3 (RESCISSION)

4 Of the amounts made available under this heading  
5 in prior appropriations Acts, \$3,419,816 in unobligated  
6 balances are rescinded.

7 ADMINISTRATIVE PROVISIONS—FEDERAL MOTOR  
8 CARRIER SAFETY ADMINISTRATION

9 SEC. 130. Funds appropriated or limited in this Act  
10 shall be subject to the terms and conditions stipulated in  
11 section 350 of Public Law 107–87, including that the Sec-  
12 retary submit a report to the House and Senate Appro-  
13 priations Committees annually on the safety and security  
14 of transportation into the United States by Mexico-domi-  
15 ciled motor carriers.

16 NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION  
17 OPERATIONS AND RESEARCH

18 For expenses necessary to discharge the functions of  
19 the Secretary, with respect to traffic and highway safety  
20 under subtitle C of title X of Public Law 105–59, chapter  
21 301 of title 49, United States Code, and part C of subtitle  
22 VI of title 49, United States Code, \$122,000,000, of which  
23 \$48,405,000 shall remain available until September 30,  
24 2009: *Provided*, That none of the funds appropriated by  
25 this Act may be obligated or expended to plan, finalize,  
26 or implement any rulemaking to add to section 575.104

1 of title 49 of the Code of Federal Regulations any require-  
2 ment pertaining to a grading standard that is different  
3 from the three grading standards (treadwear, traction,  
4 and temperature resistance) already in effect.

5 OPERATIONS AND RESEARCH  
6 (LIQUIDATION OF CONTRACT AUTHORIZATION)  
7 (LIMITATION ON OBLIGATIONS)  
8 (HIGHWAY TRUST FUND)

9 For payment of obligations incurred in carrying out  
10 the provisions of 23 U.S.C. 403, \$107,750,000, to be de-  
11 rived from the Highway Trust Fund (other than the Mass  
12 Transit Account) and to remain available until expended:  
13 *Provided*, That none of the funds in this Act shall be avail-  
14 able for the planning or execution of programs the total  
15 obligations for which, in fiscal year 2007, are in excess  
16 of \$107,750,000 for programs authorized under 23 U.S.C.  
17 403.

18 (RESCISSION)

19 Of amounts made available under this heading in  
20 prior appropriations Acts, \$6,772,751 in unobligated bal-  
21 ances are rescinded.

1 NATIONAL DRIVER REGISTER  
2 (LIQUIDATION OF CONTRACT AUTHORIZATION)  
3 (LIMITATION ON OBLIGATIONS)  
4 (HIGHWAY TRUST FUND)

5 For payment of obligations incurred in carrying out  
6 chapter 303 of title 49, United States Code, \$4,000,000,  
7 to be derived from the Highway Trust Fund (other than  
8 the Mass Transit Account) and remain available until ex-  
9 pended: *Provided*, That none of the funds in this Act shall  
10 be available for the implementation or execution of pro-  
11 grams the obligations for which are in excess of  
12 \$4,000,000 for the National Driver Register authorized  
13 under chapter 303 of title 49, United States Code.

14 (RESCISSION)

15 Of amounts made available under this heading in  
16 prior appropriations Acts, \$8,553 in unobligated balances  
17 are rescinded.

18 HIGHWAY TRAFFIC SAFETY GRANTS  
19 (LIQUIDATION OF CONTRACT AUTHORIZATION)  
20 (LIMITATION ON OBLIGATIONS)  
21 (HIGHWAY TRUST FUND)

22 For payment of obligations incurred in carrying out  
23 the provisions of 23 U.S.C. 402, 405, 406, 408, and 410  
24 and sections 2001(a)(11), 2009, 2010, and 2011 of Public  
25 Law 109–59, to remain available until expended,  
26 \$587,750,000 to be derived from the Highway Trust Fund

1 (other than the Mass Transit Account): *Provided*, That  
2 none of the funds in this Act shall be available for the  
3 planning or execution of programs the total obligations for  
4 which, in fiscal year 2007, are in excess of \$587,750,000  
5 for programs authorized under 23 U.S.C. 402, 405, 406,  
6 408, and 410 and sections 2001(a)(11), 2009, 2010, and  
7 2011 of Public Law 109–59, of which \$220,000,000 shall  
8 be for “Highway Safety Programs” under 23 U.S.C. 402;  
9 \$25,000,000 shall be for “Occupant Protection Incentive  
10 Grants” under 23 U.S.C. 405; \$124,500,000 shall be for  
11 “Safety Belt Performance Grants” under 23 U.S.C. 406;  
12 \$34,500,000 shall be for “State Traffic Safety Informa-  
13 tion System Improvements” under 23 U.S.C. 408;  
14 \$125,000,000 shall be for “Alcohol-Impaired Driving  
15 Countermeasures Incentive Grant Program” under 23  
16 U.S.C. 410; \$17,750,000 shall be for “Administrative Ex-  
17 penses” under section 2001(a)(11) of Public Law 109–  
18 59; \$29,000,000 shall be for “High Visibility Enforcement  
19 Program” under section 2009 of Public Law 109–59;  
20 \$6,000,000 shall be for “Motorcyclist Safety” under sec-  
21 tion 2010 of Public Law 109–59; and \$6,000,000 shall  
22 be for “Child Safety and Child Booster Seat Safety Incen-  
23 tive Grants” under section 2011 of Public Law 109–59:  
24 *Provided further*, That none of these funds shall be used  
25 for construction, rehabilitation, or remodeling costs, or for

1 office furnishings and fixtures for State, local or private  
2 buildings or structures: *Provided further*, That not to ex-  
3 ceed \$500,000 of the funds made available for section 410  
4 “Alcohol-Impaired Driving Countermeasures Grants”  
5 shall be available for technical assistance to the States:  
6 *Provided further*, That not to exceed \$750,000 of the  
7 funds made available for the “High Visibility Enforcement  
8 Program” shall be available for the evaluation required  
9 under section 2009(f) of Public Law 109–59.

10 (RESCISSION)

11 Of amounts made available under this heading in  
12 prior appropriations Acts, \$5,646,863 in unobligated bal-  
13 ances are rescinded.

14 ADMINISTRATIVE PROVISIONS—NATIONAL HIGHWAY  
15 TRAFFIC SAFETY ADMINISTRATION

16 SEC. 140. Notwithstanding any other provision of law  
17 or limitation on the use of funds made available under  
18 section 403 of title 23, United States Code, an additional  
19 \$130,000 shall be made available to the National Highway  
20 Traffic Safety Administration, out of the amount limited  
21 for section 402 of title 23, United States Code, to pay  
22 for travel and related expenses for State management re-  
23 views and to pay for core competency development train-  
24 ing and related expenses for highway safety staff.

## 1           FEDERAL RAILROAD ADMINISTRATION

## 2                   SAFETY AND OPERATIONS

3           For necessary expenses of the Federal Railroad Ad-  
4 ministration, not otherwise provided for, \$150,083,000, of  
5 which \$13,870,890 shall remain available until expended.

## 6                   RAILROAD RESEARCH AND DEVELOPMENT

7           For necessary expenses for railroad research and de-  
8 velopment, \$34,650,000, to remain available until ex-  
9 pended.

## 10          RAILROAD REHABILITATION AND IMPROVEMENT

## 11                   PROGRAM

12          The Secretary of Transportation is authorized to  
13 issue to the Secretary of the Treasury notes or other obli-  
14 gations pursuant to section 512 of the Railroad Revitaliza-  
15 tion and Regulatory Reform Act of 1976 (Public Law 94—  
16 210), as amended, in such amounts and at such times as  
17 may be necessary to pay any amounts required pursuant  
18 to the guarantee of the principal amount of obligations  
19 under sections 511 through 513 of such Act, such author-  
20 ity to exist as long as any such guaranteed obligation is  
21 outstanding: *Provided*, That pursuant to section 502 of  
22 such Act, as amended, no new direct loans or loan guar-  
23 antee commitments shall be made using Federal funds for  
24 the credit risk premium during fiscal year 2007.

1        CAPITAL AND DEBT SERVICE GRANTS TO THE  
2        NATIONAL RAILROAD PASSENGER CORPORATION

3        To enable the Secretary of Transportation to make  
4 quarterly grants to the National Railroad Passenger Cor-  
5 poration for the maintenance and repair of capital infra-  
6 structure owned by the National Railroad Passenger Cor-  
7 poration, including railroad equipment, rolling stock, legal  
8 mandates and other services, \$500,000,000, to remain  
9 available until expended, of which not to exceed  
10 \$280,000,000 shall be for debt service obligations: *Pro-*  
11 *vided*, That the Secretary of Transportation shall approve  
12 funding for capital expenditures, including advance pur-  
13 chase orders, for the National Railroad Passenger Cor-  
14 poration only after receiving and reviewing a grant request  
15 for each specific capital grant justifying the Federal sup-  
16 port to the Secretary's satisfaction: *Provided further*, That  
17 none of the funds under this heading may be used to sub-  
18 sidize operating losses of the National Railroad Passenger  
19 Corporation: *Provided further*, That none of the funds  
20 under this heading may be used for capital projects not  
21 approved by the Secretary of Transportation and on the  
22 National Railroad Passenger Corporation's fiscal year  
23 2007 business plan.

1     EFFICIENCY INCENTIVE GRANTS TO THE NATIONAL  
2             RAILROAD PASSENGER CORPORATION  
3             (INCLUDING TRANSFER OF FUNDS)

4     For an additional amount to be made available to the  
5 Secretary for efficiency incentive grants to the National  
6 Railroad Passenger Corporation, \$400,000,000, to remain  
7 available until expended: *Provided*, That the Secretary  
8 may make grants to the National Railroad Passenger Cor-  
9 poration for an additional sum for operating subsidies at  
10 any time during the fiscal year for the purpose of main-  
11 taining the operation of existing or new Amtrak routes:  
12 *Provided further*, That nothing in the previous proviso  
13 should be interpreted either to encourage or discourage  
14 the Corporation with respect to adjusting existing routes  
15 or frequencies: *Provided further*, That the Secretary of  
16 Transportation shall reserve \$60,000,000 of the funds  
17 provided under this heading and is authorized to transfer  
18 such sums to the Surface Transportation Board, upon re-  
19 quest from said Board, to carry out directed service orders  
20 issued pursuant to section 11123 of title 49, United States  
21 Code, to respond to the cessation of commuter rail oper-  
22 ations by the National Railroad Passenger Corporation:  
23 *Provided further*, That the Secretary of Transportation  
24 shall make the reserved funds available to the National  
25 Railroad Passenger Corporation through an appropriate

1 grant instrument not earlier than September 1, 2007 to  
2 the extent that no directed service orders have been issued  
3 by the Surface Transportation Board as of the date of  
4 transfer or there is a balance of reserved funds not needed  
5 by the Board to pay for any directed service order issued  
6 through September 30, 2007: *Provided further*, That upon  
7 the receipt and approval of Amtrak's fiscal year 2007  
8 business plan and if the Secretary deems it in the best  
9 interests of the transportation system, in his sole discre-  
10 tion, the Secretary may make grants to the Corporation  
11 at such times and in such amounts for intercity passenger  
12 rail, including coverage of operating losses of the Corpora-  
13 tion: *Provided further*, That the Secretary shall approve  
14 funding to cover operating losses for the Corporation only  
15 after receiving and reviewing a grant request for each spe-  
16 cific train route: *Provided further*, That each such grant  
17 request shall be accompanied by a detailed financial anal-  
18 ysis, revenue projection, and capital expenditure projection  
19 justifying the Federal support to the Secretary's satisfac-  
20 tion: *Provided further*, That the Corporation is directed  
21 to achieve savings through the operating efficiencies in-  
22 cluding, but not limited to, modifications to food and bev-  
23 erage service and first class service and efficiencies in  
24 overhead: *Provided further*, That the Inspector General of  
25 the Department of Transportation shall report to the

1 House and Senate Committees on Appropriations begin-  
2 ning three months after the date of the enactment of this  
3 Act and quarterly thereafter with estimates of the savings  
4 accrued as a result of all operational reforms instituted  
5 by the Corporation: *Provided further*, That if the Inspector  
6 General cannot certify that the Corporation has achieved  
7 operational savings by July 1, 2007, none of the funds  
8 in this Act may be used after July 1, 2007, to subsidize  
9 the net losses of food and beverage service and sleeper car  
10 service on any Amtrak route: *Provided further*, That not  
11 later than 120 days after enactment of this Act, Amtrak  
12 shall transmit to the House and Senate Committees on  
13 Appropriations a detailed plan to improve the financial  
14 performance of food and beverage service and a detailed  
15 plan to improve the financial performance of first class  
16 service (including sleeping car service) so that these serv-  
17 ices are revenue neutral or better on a fully allocated cost  
18 basis no later than October 1, 2008: *Provided further*,  
19 That these plans shall include milestones and target dates  
20 for implementation and projected cost savings in fiscal  
21 years 2007 and 2008 and that Amtrak shall report quar-  
22 terly to the House and Senate Committees on Appropria-  
23 tions on its progress in implementing these plans, quantify  
24 savings realized to date on a monthly basis compared to  
25 those projected in the plans, identify any changes in the

1 plans or delays in implementing these plans, and identify  
2 the causes of delay and proposed corrective measures: *Pro-*  
3 *vided further*, That not later than 120 days after enact-  
4 ment of this Act, Amtrak shall transmit to the House and  
5 Senate Committees on Appropriations a report on its over-  
6 head expenses as of October 1, 2006, identifying those  
7 that are directly associated with a specific route or group  
8 of routes or lines of business and those system overhead  
9 expenses not directly charged to specific trains, routes or  
10 other lines of business, and a plan to reduce system over-  
11 head expenses by 10 percent annually through strategic  
12 investments, transfer of responsibilities to entities that re-  
13 quest Amtrak provide specific services, and other meas-  
14 ures: *Provided further*, That as part of its report and plan  
15 to reduce overhead expenses, Amtrak shall include a re-  
16 port on the expenses associated with intercity passenger  
17 rail reservations and ticketing, including a comparison of  
18 such expenses to those associated with domestic airlines  
19 and intercity bus service, and a plan, including milestones  
20 and target dates, for reducing the expenses associated  
21 with its reservations and ticketing including technology  
22 enhancements, the use of electronic ticketing, and such  
23 other measures that will result in expense savings, en-  
24 hanced revenue, and assure accurate manifests of pas-  
25 sengers on specific trains at all times: *Provided further*,

1 That not later than October 1, 2008, Amtrak shall reduce  
2 its system overhead expenses by 10 percent from the level  
3 identified as existing on October 1, 2006, and in each sub-  
4 sequent fiscal year, reduce system overhead expenses by  
5 10 percent of the level existing on October 1 of the imme-  
6 diate preceding year: *Provided further*, That if the Inspec-  
7 tor General deems it necessary for the continued develop-  
8 ment and implementation, not less than \$5,000,000 of the  
9 funds provided under this section shall be expended for  
10 the managerial cost accounting system, which includes av-  
11 erage and marginal unit cost capability: *Provided further*,  
12 That within 30 days of the development of the managerial  
13 cost accounting system, the Department of Transpor-  
14 tation's Inspector General shall review and comment to  
15 the Secretary and the House and Senate Committees on  
16 Appropriations upon the strengths and weaknesses of the  
17 system and how it best can be implemented to improve  
18 decision making by the Board of Directors and manage-  
19 ment of the Corporation: *Provided further*, That no later  
20 than 120 days after enactment of this Act, Amtrak shall  
21 transmit to the House and Senate Committees on Appro-  
22 priations a detailed plan, including milestones, target  
23 dates and cost estimates, to improve its management cost  
24 accounting system and integrate such system with the  
25 Corporation's other processes including budgeting, finan-

1 cial forecasting and modeling, and accounting, to permit  
2 more informed decisions by management and the Board  
3 of Directors as to the financial ramifications of proposed  
4 changes to routes and services: *Provided further*, That, as  
5 part of the plan to improve its management cost account-  
6 ing system, Amtrak shall include a plan to improve or re-  
7 place the Corporation's Route Profitability System (RPS)  
8 to provide more current, accurate, and clear information  
9 on revenues and expenses on all of the Corporation's  
10 routes and services, including the allocation of expenses  
11 not directly charged to specific trains, routes, or other  
12 business lines: *Provided further*, That not later than 60  
13 days after the enactment of this Act, the Corporation shall  
14 transmit, in electronic format, to the Secretary, the House  
15 and Senate Committees on Appropriations, the House  
16 Committee on Transportation and Infrastructure, and  
17 Senate Committee on Commerce, Science, and Transpor-  
18 tation a comprehensive business plan approved by the  
19 Board of Directors for fiscal year 2007 under 49 U.S.C.  
20 24104(a): *Provided further*, That the business plan shall  
21 include, as applicable, targets for ridership, revenues, and  
22 capital and operating expenses: *Provided further*, That the  
23 plan shall also include a separate accounting of such tar-  
24 gets for the Northeast Corridor; commuter service; long-  
25 distance Amtrak service; State-supported service; each

1 intercity train route, including Autotrain; and commercial  
2 activities including contract operations: *Provided further*,  
3 That the business plan shall include a description of the  
4 work to be funded, along with cost estimates and an esti-  
5 mated timetable for completion of the projects covered by  
6 the business plan: *Provided further*, That the Corporation  
7 shall continue to provide monthly reports in electronic for-  
8 mat regarding the pending business plan, which shall de-  
9 scribe the work completed to date, any changes to the  
10 business plan, and the reasons for such changes, and shall  
11 identify all sole source contract awards which shall be ac-  
12 companied by a justification as to why said contract was  
13 awarded on a sole source basis: *Provided further*, That  
14 none of the funds in this Act may be used for operating  
15 expenses, including advance purchase orders, not approved  
16 by the Secretary and in the Corporation's fiscal year 2007  
17 business plan: *Provided further*, That the Corporation  
18 shall display the business plan and all subsequent supple-  
19 mental plans on the Corporation's website within a reason-  
20 able timeframe following their submission to the appro-  
21 priate entities: *Provided further*, That none of the funds  
22 under this heading may be obligated or expended until the  
23 Corporation agrees to continue to abide by the provisions  
24 of paragraphs 1, 2, 3, 5, and 11 of the summary of condi-  
25 tions for the direct loan agreement of June 28, 2002, in

1 the same manner as in effect on the date of enactment  
 2 of this Act: *Provided further*, That the Secretary may, at  
 3 his discretion, condition the award of efficiency incentive  
 4 grant funds on reform requirements for the Corporation  
 5 and his assessment of progress towards such reform re-  
 6 quirements: *Provided further*, That none of the funds pro-  
 7 vided in this Act may be used after March 1, 2006, to  
 8 support any route on which Amtrak offers a discounted  
 9 fare of more than 50 percent off the normal, peak fare.

#### 10 ADMINISTRATIVE PROVISIONS—FEDERAL RAILROAD

##### 11 ADMINISTRATION

12 SEC. 150. The Secretary may purchase promotional  
 13 items of nominal value for use in public outreach activities  
 14 to accomplish the purposes of 49 U.S.C. 20134: *Provided*,  
 15 That the Secretary shall prescribe guidelines for the ad-  
 16 ministration of such purchases and use.

##### 17 FEDERAL TRANSIT ADMINISTRATION

##### 18 ADMINISTRATIVE EXPENSES

##### 19 (INCLUDING TRANSFER OF FUNDS)

20 For necessary administrative expenses of the Federal  
 21 Transit Administration's programs authorized by chapter  
 22 53 of title 49, United States Code, \$85,000,000: *Provided*,  
 23 That of the funds available under this heading, not to ex-  
 24 ceed \$1,063,000 shall be available for the Office of the  
 25 Administrator; not to exceed \$7,654,000 shall be available

1 for the Office of Administration; not to exceed \$4,273,000  
2 shall be available for the Office of the Chief Counsel; not  
3 to exceed \$1,394,000 shall be available for the Office of  
4 Communication and Congressional Affairs; not to exceed  
5 \$8,403,000 shall be available for the Office of Program  
6 Management; not to exceed \$9,259,000 shall be available  
7 for the Office of Budget and Policy; not to exceed  
8 \$4,876,000 shall be available for the Office of Demonstra-  
9 tion and Innovation; not to exceed \$3,272,000 shall be  
10 available for the Office of Civil Rights; not to exceed  
11 \$4,718,000 shall be available for the Office of Planning;  
12 not to exceed \$22,420,000 shall be available for regional  
13 offices; and not to exceed \$17,668,000 shall be available  
14 for the central account: *Provided further*, That the Admin-  
15 istrator is authorized to transfer funds appropriated for  
16 an office of the Federal Transit Administration: *Provided*  
17 *further*, That no appropriation for an office shall be in-  
18 creased or decreased by more than a total of 5 percent  
19 during the fiscal year by all such transfers: *Provided fur-*  
20 *ther*, That any change in funding greater than 5 percent  
21 shall be submitted for approval to the House and Senate  
22 Committees on Appropriations: *Provided further*, That any  
23 funding transferred from the central account shall be sub-  
24 mitted for approval to the House and Senate Committees  
25 on Appropriations: *Provided further*, That none of the

1 funds provided or limited in this Act may be used to create  
 2 a permanent office of transit security under this heading:  
 3 *Provided further*, That of the funds in this Act available  
 4 for the execution of contracts under section 5327(c) of  
 5 title 49, United States Code, \$2,000,000 shall be reim-  
 6 bursed to the Department of Transportation's Office of  
 7 Inspector General for costs associated with audits and in-  
 8 vestigations of transit-related issues, including reviews of  
 9 new fixed guideway systems: *Provided further*, That upon  
 10 submission to the Congress of the fiscal year 2008 Presi-  
 11 dent's budget, the Secretary of Transportation shall trans-  
 12 mit to Congress the annual report on new starts, including  
 13 proposed allocations of funds for fiscal year 2008.

#### 14 FORMULA AND BUS GRANTS

##### 15 (LIQUIDATION OF CONTRACT AUTHORITY)

##### 16 (LIMITATION ON OBLIGATIONS)

##### 17 (INCLUDING RESCISSION)

18 For payment of obligations incurred in carrying out  
 19 the provisions of 49 U.S.C. 5305, 5307, 5308, 5309,  
 20 5310, 5311, 5316, 5317, 5320, 5335, 5339, and 5340 and  
 21 section 3038 of Public Law 105–178, as amended,  
 22 \$3,925,000,000, to be derived from the Mass Transit Ac-  
 23 count of the Highway Trust Fund and to remain available  
 24 until expended: *Provided*, That funds available for the im-  
 25 plementation or execution of programs authorized under  
 26 49 U.S.C. 5305, 5307, 5308, 5309, 5310, 5311, 5316,

1 5317, 5320, 5335, 5339, and 5340 and section 3038 of  
2 Public Law 105–178, as amended, shall not exceed total  
3 obligations of \$7,262,775,000 in fiscal year 2007: *Pro-*  
4 *vided further*, That \$28,660,920 in unobligated balances  
5 are cancelled.

6 RESEARCH AND UNIVERSITY RESEARCH CENTERS

7 For necessary expenses to carry out 49 U.S.C. 5306,  
8 5312–5315, 5322, and 5506, \$65,000,000, to remain  
9 available until expended: *Provided*, That \$9,300,000 is  
10 available to carry out the transit cooperative research pro-  
11 gram under section 5313 of title 49, United States Code,  
12 \$4,300,000 is available for the National Transit Institute  
13 under section 5315 of title 49, United States Code,  
14 \$7,000,000 is available for university transportation cen-  
15 ters program under section 5506 of title 49, United States  
16 Code: *Provided further*, That \$49,400,000 is available to  
17 carry out national research programs under sections 5312,  
18 5313, 5314, and 5322 of title 49, United States Code.

19 CAPITAL INVESTMENT GRANTS

20 (INCLUDING RESCISSION)

21 For necessary expenses to carry out section 5309 of  
22 title 49, United States Code, \$1,566,000,000, to remain  
23 available until expended: *Provided*, That \$17,760,000 in  
24 unobligated balances are cancelled.

9 SEC. 161. Notwithstanding any other provision of  
10 law, funds made available by this Act under “Federal  
11 Transit Administration, Capital investment grants” and  
12 bus and bus facilities under “Federal Transit Administra-  
13 tion, Formula and Bus Grants” for projects specified in  
14 this Act or identified in reports accompanying this Act not  
15 obligated by September 30, 2009, and other recoveries,  
16 shall be made available for other projects under 49 U.S.C.  
17 5309.

24 SEC. 163. During fiscal years 2007 and 2008, each  
25 Federal Transit Administration grant for a project that

1 involves the acquisition of rehabilitation of a bus to be  
2 used in public transportation shall be for 100 percent of  
3 the net capital costs of a factory-installed or retrofitted  
4 hybrid electric propulsion system and any equipment re-  
5 lated to such a system: Provided, That the Secretary shall  
6 have the discretion to determine, through practicable ad-  
7 ministrative procedures, the costs attributable to the sys-  
8 tem and related-equipment.

9       SEC. 164. Notwithstanding any other provision of  
10 law, unobligated funds made available for a new fixed  
11 guideway systems projects under the heading “Federal  
12 Transit Administration, Capital Investment Grants” in  
13 any appropriations Act prior to this Act may be used dur-  
14 ing this fiscal year to satisfy expenses incurred for such  
15 projects for activities eligible in the year the funds were  
16 appropriated.

17       SEC. 165. Hereinafter, the non-Federal share of the  
18 net project cost of the San Gabriel Valley Metro Gold Line  
19 connecting Los Angeles, South Pasadena and Pasadena  
20 shall be counted toward satisfying the Federal matching  
21 requirements under 49 U.S.C. 5309 on any phase of the  
22 San Gabriel Valley Gold Line Foothill Extension con-  
23 tinuing from Pasadena to Montclair.

1            SAINT LAWRENCE SEAWAY DEVELOPMENT  
2                            CORPORATION

3            The Saint Lawrence Seaway Development Corpora-  
4 tion is hereby authorized to make such expenditures, with-  
5 in the limits of funds and borrowing authority available  
6 to the Corporation, and in accord with law, and to make  
7 such contracts and commitments without regard to fiscal  
8 year limitations as provided by section 104 of the Govern-  
9 ment Corporation Control Act, as amended, as may be  
10 necessary in carrying out the programs set forth in the  
11 Corporation's budget for the current fiscal year.

12                            OPERATIONS AND MAINTENANCE

13                            (HARBOR MAINTENANCE TRUST FUND)

14            For necessary expenses for operations and mainte-  
15 nance of those portions of the Saint Lawrence Seaway op-  
16 erated and maintained by the Saint Lawrence Seaway De-  
17 velopment Corporation, \$17,425,000, to be derived from  
18 the Harbor Maintenance Trust Fund, pursuant to Public  
19 Law 99-662.

20                            MARITIME ADMINISTRATION

21                            MARITIME SECURITY PROGRAM

22            For necessary expenses to maintain and preserve a  
23 U.S.-flag merchant fleet to serve the national security  
24 needs of the United States, \$154,440,000, to remain avail-  
25 able until expended.

## 1 OPERATIONS AND TRAINING

2 For necessary expenses of operations and training ac-  
3 tivities authorized by law, \$116,442,000, of which  
4 \$24,009,000 shall remain available until September 30,  
5 2007, for salaries and benefits of employees of the United  
6 States Merchant Marine Academy; of which \$14,850,000  
7 shall remain available until expended for capital improve-  
8 ments at the United States Merchant Marine Academy;  
9 and of which \$7,920,000 shall remain available until ex-  
10 pended for the State Maritime Schools Schoolship Mainte-  
11 nance and Repair.

## 12 SHIP DISPOSAL

13 For necessary expenses related to the disposal of ob-  
14 solete vessels in the National Defense Reserve Fleet of the  
15 Maritime Administration, \$25,740,000, to remain avail-  
16 able until expended.

## 17 MARITIME GUARANTEED LOAN (TITLE XI) PROGRAM

## 18 ACCOUNT

19 (INCLUDING TRANSFER OF FUNDS AND RESCISSION)

20 For administrative expenses to carry out the guaran-  
21 teed loan program, not to exceed \$3,317,000, which shall  
22 be transferred to and merged with the appropriation for  
23 Operations and Training: *Provided*, That of the unobli-  
24 gated balances available under this heading, \$2,000,000  
25 are cancelled.

6 ADMINISTRATIVE PROVISIONS—MARITIME  
7 ADMINISTRATION

SEC. 171. No obligations shall be incurred during the  
current fiscal year from the construction fund established  
by the Merchant Marine Act, 1936 (46 App. U.S.C. 1101  
et seq.), or otherwise, in excess of the appropriations and  
limitations contained in this Act or in any prior appropria-  
tions Act.

## 1 PIPELINE AND HAZARDOUS MATERIALS SAFETY

## 2 ADMINISTRATION

## 3 ADMINISTRATIVE EXPENSES

4 For necessary administrative expenses of the Pipeline  
5 and Hazardous Materials Safety Administration,  
6 \$17,721,000, of which \$639,000 shall be derived from the  
7 Pipeline Safety Fund.

## 8 HAZARDOUS MATERIALS SAFETY

9 For expenses necessary to discharge the hazardous  
10 materials safety functions of the Pipeline and Hazardous  
11 Materials Safety Administration, \$27,225,000, of which  
12 \$2,111,000 shall remain available until September 30,  
13 2009: *Provided*, That up to \$1,200,000 in fees collected  
14 under 49 U.S.C. 5108(g) shall be deposited in the general  
15 fund of the Treasury as offsetting receipts: *Provided fur-*  
16 *ther*, That there may be credited to this appropriation, to  
17 be available until expended, funds received from States,  
18 counties, municipalities, other public authorities, and pri-  
19 vate sources for expenses incurred for training, for reports  
20 publication and dissemination, and for travel expenses in-  
21 curred in performance of hazardous materials exemptions  
22 and approvals functions.

1 PIPELINE SAFETY  
2 (PIPELINE SAFETY FUND)  
3 (OIL SPILL LIABILITY TRUST FUND)

4 For expenses necessary to conduct the functions of  
5 the pipeline safety program, for grants-in-aid to carry out  
6 a pipeline safety program, as authorized by 49 U.S.C.  
7 60107, and to discharge the pipeline program responsibil-  
8 ities of the Oil Pollution Act of 1990, \$75,735,000, of  
9 which \$18,810,000 shall be derived from the Oil Spill Li-  
10 ability Trust Fund and shall remain available until Sep-  
11 tember 30, 2009; of which \$56,925,000 shall be derived  
12 from the Pipeline Safety Fund, of which \$24,000,000  
13 shall remain available until September 30, 2009: *Provided*,  
14 That not less than \$1,000,000 of the funds provided under  
15 this heading shall be for the one-call State grant program.

16 EMERGENCY PREPAREDNESS GRANTS  
17 (EMERGENCY PREPAREDNESS FUND)

18 For necessary expenses to carry out 49 U.S.C.  
19 5128(b), \$198,000, to be derived from the Emergency  
20 Preparedness Fund, to remain available until September  
21 30, 2008: *Provided*, That not more than \$28,328,000 shall  
22 be made available for obligation in fiscal year 2007 from  
23 amounts made available by 49 U.S.C. 5116(i) and  
24 5128(b)–(c): *Provided further*, That none of the funds  
25 made available by 49 U.S.C. 5116(i), 5128(b), or 5128(c)

1 shall be made available for obligation by individuals other  
2 than the Secretary of Transportation, or his designee.

3 RESEARCH AND INNOVATIVE TECHNOLOGY

4 ADMINISTRATION

5 RESEARCH AND DEVELOPMENT

6 For necessary expenses of the Research and Innova-  
7 tive Technology Administration, \$6,367,000, of which  
8 \$1,120,000 shall remain available until September 30,  
9 2009: *Provided*, That there may be credited to this appro-  
10 priation, to be available until expended, funds received  
11 from States, counties, municipalities, other public authori-  
12 ties, and private sources for expenses incurred for train-  
13 ing.

14 OFFICE OF INSPECTOR GENERAL

15 SALARIES AND EXPENSES

16 For necessary expenses of the Office of Inspector  
17 General to carry out the provisions of the Inspector Gen-  
18 eral Act of 1978, as amended, \$64,143,000: *Provided*,  
19 That the Inspector General shall have all necessary au-  
20 thority, in carrying out the duties specified in the Inspec-  
21 tor General Act, as amended (5 U.S.C. App. 3), to inves-  
22 tigate allegations of fraud, including false statements to  
23 the government (18 U.S.C. 1001), by any person or entity  
24 that is subject to regulation by the Department: *Provided*  
25 *further*, That the funds made available under this heading

1 shall be used to investigate, pursuant to section 41712 of  
2 title 49, United States Code: (1) unfair or deceptive prac-  
3 tices and unfair methods of competition by domestic and  
4 foreign air carriers and ticket agents; and (2) the compli-  
5 ance of domestic and foreign air carriers with respect to  
6 item (1) of this proviso.

7 SURFACE TRANSPORTATION BOARD

8 SALARIES AND EXPENSES

9 For necessary expenses of the Surface Transpor-  
10 tation Board, including services authorized by 5 U.S.C.  
11 3109, \$25,618,000: *Provided*, That notwithstanding any  
12 other provision of law, not to exceed \$1,250,000 from fees  
13 established by the Chairman of the Surface Transpor-  
14 tation Board shall be credited to this appropriation as off-  
15 setting collections and used for necessary and authorized  
16 expenses under this heading: *Provided further*, That the  
17 sum herein appropriated from the general fund shall be  
18 reduced on a dollar-for-dollar basis as such offsetting col-  
19 lections are received during fiscal year 2007, to result in  
20 a final appropriation from the general fund estimated at  
21 no more than \$24,368,000.

1           GENERAL PROVISIONS—DEPARTMENT OF  
2                           TRANSPORTATION

3                           (INCLUDING TRANSFER OF FUNDS)

4           SEC. 180. During the current fiscal year applicable  
5   appropriations to the Department of Transportation shall  
6   be available for maintenance and operation of aircraft;  
7   hire of passenger motor vehicles and aircraft; purchase of  
8   liability insurance for motor vehicles operating in foreign  
9   countries on official department business; and uniforms or  
10  allowances therefor, as authorized by law (5 U.S.C. 5901–  
11  5902).

12          SEC. 181. Appropriations contained in this Act for  
13  the Department of Transportation shall be available for  
14  services as authorized by 5 U.S.C. 3109, but at rates for  
15  individuals not to exceed the per diem rate equivalent to  
16  the rate for an Executive Level IV.

17          SEC. 182. None of the funds in this Act shall be avail-  
18  able for salaries and expenses of more than 110 political  
19  and Presidential appointees in the Department of Trans-  
20  portation: *Provided*, That none of the personnel covered  
21  by this provision may be assigned on temporary detail out-  
22  side the Department of Transportation.

23          SEC. 183. None of the funds in this Act shall be used  
24  to implement section 404 of title 23, United States Code.

1       SEC. 184. (a) No recipient of funds made available  
2 in this Act shall disseminate personal information (as de-  
3 fined in 18 U.S.C. 2725(3)) obtained by a State depart-  
4 ment of motor vehicles in connection with a motor vehicle  
5 record as defined in 18 U.S.C. 2725(1), except as provided  
6 in 18 U.S.C. 2721 for a use permitted under 18 U.S.C.  
7 2721.

8       (b) Notwithstanding subsection (a), the Secretary  
9 shall not withhold funds provided in this Act for any  
10 grantee if a State is in noncompliance with this provision.

11       SEC. 185. Funds received by the Federal Highway  
12 Administration, Federal Transit Administration, and Fed-  
13 eral Railroad Administration from States, counties, mu-  
14 nicipalities, other public authorities, and private sources  
15 for expenses incurred for training may be credited respec-  
16 tively to the Federal Highway Administration's "Federal-  
17 Aid Highways" account, the Federal Transit Administra-  
18 tion's "Research and University Research Centers" ac-  
19 count, and to the Federal Railroad Administration's  
20 "Safety and Operations" account, except for State rail  
21 safety inspectors participating in training pursuant to 49  
22 U.S.C. 20105.

23       SEC. 186. Notwithstanding any other provisions of  
24 law, rule or regulation, the Secretary of Transportation  
25 is authorized to allow the issuer of any preferred stock

1 heretofore sold to the Department to redeem or repur-  
2 chase such stock upon the payment to the Department of  
3 an amount determined by the Secretary.

4       SEC. 187. None of the funds in this Act to the De-  
5 partment of Transportation may be used to make a grant  
6 unless the Secretary of Transportation notifies the House  
7 and Senate Committees on Appropriations not less than  
8 3 full business days before any discretionary grant award,  
9 letter of intent, or full funding grant agreement totaling  
10 \$1,000,000 or more is announced by the department or  
11 its modal administrations from: (1) any discretionary  
12 grant program of the Federal Highway Administration  
13 other than the emergency relief program; (2) the airport  
14 improvement program of the Federal Aviation Administra-  
15 tion; or (3) any program of the Federal Transit Adminis-  
16 tration other than the formula grants and fixed guideway  
17 modernization programs: *Provided*, That no notification  
18 shall involve funds that are not available for obligation.

19       SEC. 188. Rebates, refunds, incentive payments,  
20 minor fees and other funds received by the Department  
21 of Transportation from travel management centers,  
22 charge card programs, the subleasing of building space,  
23 and miscellaneous sources are to be credited to appropria-  
24 tions of the Department of Transportation and allocated  
25 to elements of the Department of Transportation using

1 fair and equitable criteria and such funds shall be avail-  
2 able until expended.

3 SEC. 189. Amounts made available in this or any  
4 other Act that the Secretary determines represent im-  
5 proper payments by the Department of Transportation to  
6 a third party contractor under a financial assistance  
7 award, which are recovered pursuant to law, shall be avail-  
8 able—

9 (1) to reimburse the actual expenses incurred  
10 by the Department of Transportation in recovering  
11 improper payments; and

12 (2) to pay contractors for services provided in  
13 recovering improper payments or contractor support  
14 in the implementation of the Improper Payments In-  
15 formation Act of 2002: *Provided*, That amounts in  
16 excess of that required for paragraphs (1) and (2)—

17 (A) shall be credited to and merged with  
18 the appropriation from which the improper pay-  
19 ments were made, and shall be available for the  
20 purposes and period for which such appropria-  
21 tions are available; or

22 (B) if no such appropriation remains avail-  
23 able, shall be deposited in the Treasury as mis-  
24 cellaneous receipts: *Provided*, That the Sec-  
25 retary shall report annually to the House and

1 Senate Committees on Appropriations the  
2 amount and reasons for these transfers: *Pro-*  
3 *vided further*, That for purposes of this section,  
4 the term “improper payments”, has the same  
5 meaning as that provided in section 2(d)(2) of  
6 Public Law 107–300.

7 This title may be cited as the “Department of Trans-  
8 portation Appropriations Act, 2007”.

9 TITLE II  
10 DEPARTMENT OF THE TREASURY  
11 DEPARTMENTAL OFFICES  
12 SALARIES AND EXPENSES  
13 (INCLUDING TRANSFER OF FUNDS)

14 For necessary expenses of the Departmental Offices  
15 including operation and maintenance of the Treasury  
16 Building and Annex; hire of passenger motor vehicles;  
17 maintenance, repairs, and improvements of, and purchase  
18 of commercial insurance policies for, real properties leased  
19 or owned overseas, when necessary for the performance  
20 of official business, \$223,786,000, of which not to exceed  
21 \$8,760,000 is for executive direction program activities;  
22 not to exceed \$8,741,000 is for general counsel program  
23 activities; not to exceed \$41,947,000 is for economic poli-  
24 cies and programs activities; not to exceed \$27,086,000  
25 is for financial policies and programs activities; not to ex-  
26 ceed \$45,401,000 is for terrorism and financial intel-

1   ligence activities; not to exceed \$18,534,000 is for Treas-  
2   ury-wide management policies and programs activities;  
3   and not to exceed \$73,317,000 is for administration pro-  
4   grams activities: *Provided*, That the Secretary of the  
5   Treasury is authorized to transfer funds appropriated for  
6   any program activity of the Departmental Offices to any  
7   other program activity of the Departmental Offices upon  
8   notification to the House and Senate Committees on Ap-  
9   propriations: *Provided further*, That no appropriation for  
10  any program activity shall be increased or decreased by  
11  more than three percent by all such transfers: *Provided*  
12 *further*, That any change in funding greater than three  
13 percent shall be submitted for approval to the House and  
14 Senate Committees on Appropriations: *Provided further*,  
15 That of the amount appropriated under this heading, not  
16 to exceed \$3,000,000, to remain available until September  
17 30, 2008, for information technology modernization re-  
18 quirements; not to exceed \$100,000 for official reception  
19 and representation expenses; and not to exceed \$258,000  
20 for unforeseen emergencies of a confidential nature, to be  
21 allocated and expended under the direction of the Sec-  
22 retary of the Treasury and to be accounted for solely on  
23 his certificate: *Provided further*, That of the amount ap-  
24 propriated under this heading, \$5,114,000, to remain  
25 available until September 30, 2008, is for the Treasury-

1 wide Financial Statement Audit and Internal Control Pro-  
2 gram, of which such amounts as may be necessary may  
3 be transferred to accounts of the Department's offices and  
4 bureaus to conduct audits: *Provided further*, That this  
5 transfer authority shall be in addition to any other pro-  
6 vided in this Act.

7 DEPARTMENT-WIDE SYSTEMS AND CAPITAL  
8 INVESTMENTS PROGRAMS  
9 (INCLUDING TRANSFER OF FUNDS)

10 For development and acquisition of automatic data  
11 processing equipment, software, and services for the De-  
12 partment of the Treasury, \$34,032,000, to remain avail-  
13 able until September 30, 2009: *Provided*, That these funds  
14 shall be transferred to accounts and in amounts as nec-  
15 essary to satisfy the requirements of the Department's of-  
16 fices, bureaus, and other organizations: *Provided further*,  
17 That this transfer authority shall be in addition to any  
18 other transfer authority provided in this Act: *Provided fur-*  
19 *ther*, That none of the funds appropriated under this head-  
20 ing shall be used to support or supplement "Internal Rev-  
21 enue Service, Operations Support" or "Internal Revenue  
22 Service, Business Systems Modernization".

## OFFICE OF INSPECTOR GENERAL

## SALARIES AND EXPENSES

For necessary expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, not to exceed \$2,000,000 for official travel expenses, including hire of passenger motor vehicles; and not to exceed \$100,000 for unforeseen emergencies of a confidential nature, to be allocated and expended under the direction of the Inspector General of the Treasury, \$17,352,000, of which not to exceed \$2,500 shall be available for official reception and representation expenses.

## TREASURY INSPECTOR GENERAL FOR TAX

## ADMINISTRATION

## SALARIES AND EXPENSES

For necessary expenses of the Treasury Inspector General for Tax Administration in carrying out the Inspector General Act of 1978, including purchase (not to exceed 150 for replacement only for police-type use) and hire of passenger motor vehicles (31 U.S.C. 1343(b)); services authorized by 5 U.S.C. 3109, at such rates as may be determined by the Inspector General for Tax Administration; not to exceed \$6,000,000 for official travel expenses; and not to exceed \$500,000 for unforeseen emergencies of a confidential nature, to be allocated and

In fiscal year 2007, the Air Transportation Stabilization Board may charge fees to a borrower for the costs to the Air Transportation Stabilization Board associated with bankruptcy proceedings of the borrower. Such fees shall be collected and deposited in the Air Transportation Stabilization Program Account, to be available for such costs.

For necessary expenses of the Financial Crimes Enforcement Network, including hire of passenger motor vehicles; travel and training expenses of non-Federal and foreign government personnel to attend meetings and training concerned with domestic and foreign financial intelligence activities, law enforcement, and financial regulation; not to exceed \$14,000 for official reception and representation expenses; and for assistance to Federal law enforcement agencies, with or without reimbursement, \$84,066,000, of which not to exceed \$14,012,000 shall re-

1 main available until September 30, 2009; and of which  
2 \$8,651,000 shall remain available until September 30,  
3 2008: *Provided*, That funds appropriated in this account  
4 may be used to procure personal services contracts.

5 FINANCIAL MANAGEMENT SERVICE

6 SALARIES AND EXPENSES

7 For necessary expenses of the Financial Management  
8 Service, \$233,654,000, of which not to exceed \$9,220,000  
9 shall remain available until September 30, 2009, for infor-  
10 mation systems modernization initiatives; and of which not  
11 to exceed \$2,500 shall be available for official reception  
12 and representation expenses.

13 ALCOHOL AND TOBACCO TAX AND TRADE BUREAU

14 SALARIES AND EXPENSES

15 For necessary expenses of carrying out section 1111  
16 of the Homeland Security Act of 2002, including hire of  
17 passenger motor vehicles, \$92,604,000; of which not to ex-  
18 ceed \$6,000 for official reception and representation ex-  
19 penses; not to exceed \$50,000 for cooperative research and  
20 development programs for laboratory services; and provi-  
21 sion of laboratory assistance to State and local agencies  
22 with or without reimbursement.

## 1 UNITED STATES MINT

## 2 UNITED STATES MINT PUBLIC ENTERPRISE FUND

3 Pursuant to section 5136 of title 31, United States  
4 Code, the United States Mint is provided funding through  
5 the United States Mint Public Enterprise Fund for costs  
6 associated with the production of circulating coins, numis-  
7 matic coins, and protective services, including both oper-  
8 ating expenses and capital investments. The aggregate  
9 amount of new liabilities and obligations incurred during  
10 fiscal year 2007 under such section 5136 for circulating  
11 coinage and protective service capital investments of the  
12 United States Mint shall not exceed \$30,200,000.

## 13 BUREAU OF THE PUBLIC DEBT

## 14 ADMINISTERING THE PUBLIC DEBT

15 For necessary expenses connected with any public-  
16 debt issues of the United States, \$180,789,000, of which  
17 not to exceed \$2,500 shall be available for official recep-  
18 tion and representation expenses, and of which not to ex-  
19 ceed \$2,000,000 shall remain available until September  
20 30, 2009, for systems modernization: *Provided*, That the  
21 sum appropriated herein from the general fund for fiscal  
22 year 2007 shall be reduced by not more than \$3,000,000  
23 as definitive security issue fees and Treasury Direct Inves-  
24 tor Account Maintenance fees are collected, so as to result  
25 in a final fiscal year 2007 appropriation from the general

1 fund estimated at \$177,789,000. In addition, \$70,000 to  
2 be derived from the Oil Spill Liability Trust Fund to reim-  
3 burse the Bureau for administrative and personnel ex-  
4 penses for financial management of the Fund, as author-  
5 ized by section 1012 of Public Law 101–380.

6 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS

7 FUND PROGRAM ACCOUNT

8 To carry out the Community Development Banking  
9 and Financial Institutions Act of 1994 (Public Law 103–  
10 325), including services authorized by 5 U.S.C. 3109, but  
11 at rates for individuals not to exceed the per diem rate  
12 equivalent to the rate for ES–3, \$40,000,000, to remain  
13 available until September 30, 2008, of which up to  
14 \$12,800,000 may be used for administrative expenses, in-  
15 cluding administration of the New Markets Tax Credit,  
16 up to \$6,000,000 may be used for the cost of direct loans,  
17 and up to \$250,000 may be used for administrative ex-  
18 penses to carry out the direct loan program: *Provided*,  
19 That the cost of direct loans, including the cost of modi-  
20 fying such loans, shall be as defined in section 502 of the  
21 Congressional Budget Act of 1974: *Provided further*, That  
22 these funds are available to subsidize gross obligations for  
23 the principal amount of direct loans not to exceed  
24 \$11,000,000.

1                   INTERNAL REVENUE SERVICE  
2                   TAXPAYER SERVICES

3           For necessary expenses of the Internal Revenue Serv-  
4 ice to provide taxpayer services, including pre-filing assist-  
5 ance and education, filing and account services, taxpayer  
6 advocacy services, and other services as authorized by 5  
7 U.S.C. 3109, at such rates as may be determined by the  
8 Commissioner, \$2,059,151,000, of which up to  
9 \$4,100,000 shall be for the Tax Counseling for the Elderly  
10 Program, and of which \$8,000,000 shall be available for  
11 low-income taxpayer clinic grants.

12                   ENFORCEMENT  
13                   (INCLUDING TRANSFER OF FUNDS)

14           For necessary expenses of the Internal Revenue Serv-  
15 ice to determine and collect owed taxes, to provide legal  
16 and litigation support, to conduct criminal investigations,  
17 to enforce criminal statutes related to violations of inter-  
18 nal revenue laws and other financial crimes, to purchase  
19 (for police-type use, not to exceed 850) and hire of pas-  
20 senger motor vehicles (31 U.S.C. 1343(b)), and to provide  
21 other services as authorized by 5 U.S.C. 3109, at such  
22 rates as may be determined by the Commissioner,  
23 \$4,757,126,000, of which not less than \$55,584,000 shall  
24 be for the Interagency Crime and Drug Enforcement pro-  
25 gram: *Provided*, That up to \$10,000,000 may be trans-

1 ferred as necessary from this account to the Internal Rev-  
2 enue Service Operations Support appropriation solely for  
3 the purposes of the Interagency Crime and Drug Enforce-  
4 ment program: *Provided further*, That this transfer au-  
5 thority shall be in addition to any other transfer authority  
6 provided in this Act.

7                                   OPERATIONS SUPPORT

8           For necessary expenses of the Internal Revenue Serv-  
9 ice to operate and support taxpayer services and tax law  
10 enforcement programs, including rent payments; facilities  
11 services; printing; postage; physical security; headquarters  
12 and other IRS-wide administration activities; research and  
13 statistics of income; telecommunications; information tech-  
14 nology development, enhancement, operations, mainte-  
15 nance, and security; the hire of passenger motor vehicles  
16 (31 U.S.C. 1343(b)); and other services as authorized by  
17 5 U.S.C. 3109, at such rates as may be determined by  
18 the Commissioner; \$3,438,404,000, of which  
19 \$1,447,451,000 shall be for information systems and tele-  
20 communications support; of which not to exceed  
21 \$1,000,000 shall remain available until September 30,  
22 2009, for research; of which not to exceed \$1,500,000  
23 shall be for the Internal Revenue Service Oversight Board;  
24 and of which not to exceed \$25,000 shall be for official  
25 reception and representation: *Provided*, That of the

1 amount made available for information systems and tele-  
2 communication support, \$75,000,000 shall remain avail-  
3 able until September 30, 2008, for information technology  
4 support.

5 BUSINESS SYSTEMS MODERNIZATION

6 For necessary expenses of the Internal Revenue Serv-  
7 ice for the business systems modernization program,  
8 \$212,310,000, of which not less than \$167,310,000 shall  
9 remain available until September 30, 2009, for the capital  
10 asset acquisition of information technology systems, in-  
11 cluding management and related contractual costs of said  
12 acquisitions, including contractual costs associated with  
13 operations authorized by 5 U.S.C. 3109: *Provided*, That  
14 none of the funds for capital asset acquisition of informa-  
15 tion technology systems may be obligated until the Inter-  
16 nal Revenue Service submits to the Committees on Appro-  
17 priations, and such Committees approve, a plan for ex-  
18 penditure that: (1) meets the capital planning and invest-  
19 ment control review requirements established by the Office  
20 of Management and Budget, including Circular A-11; (2)  
21 complies with the Internal Revenue Service's enterprise  
22 architecture, including the modernization blueprint; (3)  
23 conforms with the Internal Revenue Service's enterprise  
24 life cycle methodology; (4) is approved by the Internal  
25 Revenue Service, the Department of the Treasury, and the

1 Office of Management and Budget; (5) has been reviewed  
2 by the Government Accountability Office; and (6) complies  
3 with the acquisition rules, requirements, guidelines, and  
4 systems acquisition management practices of the Federal  
5 Government.

6 HEALTH INSURANCE TAX CREDIT ADMINISTRATION

7 For expenses necessary to implement the health in-  
8 surance tax credit included in the Trade Act of 2002  
9 (Public Law 107–210), \$14,846,000.

10 ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE  
11 SERVICE

12 (INCLUDING TRANSFER OF FUNDS)

13 SEC. 201. Not to exceed 5 percent of any appropria-  
14 tion made available in this Act to the Internal Revenue  
15 Service or not to exceed 3 percent of appropriations under  
16 the heading “Enforcement” may be transferred to any  
17 other Internal Revenue Service appropriation upon the ad-  
18 vance approval of the Committees on Appropriations.

19 SEC. 202. The Internal Revenue Service shall main-  
20 tain a training program to ensure that Internal Revenue  
21 Service employees are trained in taxpayers’ rights, in deal-  
22 ing courteously with taxpayers, and in cross-cultural rela-  
23 tions.

1       SEC. 203. The Internal Revenue Service shall insti-  
2 tute and enforce policies and procedures that will safe-  
3 guard the confidentiality of taxpayer information.

4       SEC. 204. Funds made available by this or any other  
5 Act to the Internal Revenue Service shall be available for  
6 improved facilities and increased manpower to provide suf-  
7 ficient and effective 1–800 help line service for taxpayers.  
8 The Commissioner shall continue to make the improve-  
9 ment of the Internal Revenue Service 1–800 help line serv-  
10 ice a priority and allocate resources necessary to increase  
11 phone lines and staff to improve the Internal Revenue  
12 Service 1–800 help line service.

13       SEC. 205. Of the funds made available by this Act  
14 to the Internal Revenue Service, not less than  
15 \$166,249,000 shall be available for operating expenses of  
16 the Taxpayer Advocate Service, of which not less than  
17 \$166,101,000 shall be made available from the “Taxpayer  
18 Services” account and \$148,000 shall be made available  
19 from the “Operations Support” account.

20       SEC. 206. None of the funds appropriated or other-  
21 wise made available by this or any other Act or source  
22 in this or any future fiscal year may be used to develop  
23 or provide taxpayers with free individual income tax elec-  
24 tronic preparation and filing products or services other  
25 than through the Free File program and the Internal Rev-

1 enue Service's Taxpayer Assistance Centers, Tax Coun-  
2 seling for the Elderly, and volunteer income tax assistance  
3 programs: *Provided*, That no such funds may be used to  
4 develop or implement direct interactive online electronic  
5 individual income tax preparation or filing services or  
6 products, or a return-free system as described in section  
7 2004 of the Internal Revenue Service Restructuring and  
8 Reform Act of 1998.

9       SEC. 207. Appropriations for the Internal Revenue  
10 Service for the taxpayer service and tax law enforcement  
11 programs for fiscal year 2007 and thereafter shall be  
12 made up of three accounts, "Taxpayer Services", "En-  
13 forcement", and "Operations Support" for fulfilling the  
14 taxpayer service and enforcement programs.

15       SEC. 208. Amounts made available for fiscal year  
16 2007 under the "Taxpayer Services", "Enforcement", and  
17 "Operations Support" accounts may be transferred be-  
18 tween the accounts to the extent necessary to implement  
19 the restructuring of the Internal Revenue Service accounts  
20 after notice of the amount and purpose of the transfer  
21 is provided to the Committees on Appropriations of the  
22 Senate and House of Representatives and a period of 30  
23 days has elapsed: *Provided*, That the limitation on trans-  
24 fers is 20 percent in fiscal year 2007.

## 8 (INCLUDING TRANSFER OF FUNDS)

9 SEC. 210. Appropriations to the Department of the  
10 Treasury in this Act shall be available for uniforms or al-  
11 lowances therefor, as authorized by law (5 U.S.C. 5901),  
12 including maintenance, repairs, and cleaning; purchase of  
13 insurance for official motor vehicles operated in foreign  
14 countries; purchase of motor vehicles without regard to the  
15 general purchase price limitations for vehicles purchased  
16 and used overseas for the current fiscal year; entering into  
17 contracts with the Department of State for the furnishing  
18 of health and medical services to employees and their de-  
19 pendants serving in foreign countries; and services author-  
20 ized by 5 U.S.C. 3109.

SEC. 211. Not to exceed 2 percent of any appropriations in this Act made available to the Departmental Offices—Salaries and Expenses, Office of Inspector General, Financial Management Service, Alcohol and Tobacco Tax and Trade Bureau, Financial Crimes Enforcement Net-

1 work, and Bureau of the Public Debt, may be transferred  
2 between such appropriations upon the advance approval  
3 of the Committees on Appropriations: *Provided*, That no  
4 transfer may increase or decrease any such appropriation  
5 by more than 2 percent.

6 SEC. 212. Not to exceed 2 percent of any appropria-  
7 tion made available in this Act to the Internal Revenue  
8 Service may be transferred to the Treasury Inspector Gen-  
9 eral for Tax Administration's appropriation upon the ad-  
10 vance approval of the Committees on Appropriations: *Pro-*  
11 *vided*, That no transfer may increase or decrease any such  
12 appropriation by more than 2 percent.

13 SEC. 213. Of the funds available for the purchase of  
14 law enforcement vehicles, no funds may be obligated until  
15 the Secretary of the Treasury certifies that the purchase  
16 by the respective Treasury bureau is consistent with De-  
17 partmental vehicle management principles: *Provided*, That  
18 the Secretary may delegate this authority to the Assistant  
19 Secretary for Management.

20 SEC. 214. None of the funds appropriated in this Act  
21 or otherwise available to the Department of the Treasury  
22 or the Bureau of Engraving and Printing may be used  
23 to redesign the \$1 Federal Reserve note.

24 SEC. 215. The Secretary of the Treasury may trans-  
25 fer funds from Financial Management Services, Salaries

1 and Expenses to Debt Collection Fund as necessary to  
2 cover the costs of debt collection: *Provided*, That such  
3 amounts shall be reimbursed to such salaries and expenses  
4 account from debt collections received in the Debt Collec-  
5 tion Fund.

6 SEC. 216. Section 122(g)(1) of Public Law 105–119  
7 (5 U.S.C. 3104 note), is further amended by striking “8  
8 years” and inserting “9 years”.

9 SEC. 217. None of the funds appropriated or other-  
10 wise made available by this or any other Act may be used  
11 by the United States Mint to construct or operate any mu-  
12 seum without the explicit approval of the House Com-  
13 mittee on Financial Services and the Senate Committee  
14 on Banking, Housing, and Urban Affairs.

15 SEC. 218. None of the funds appropriated or other-  
16 wise made available by this or any other Act or source  
17 to the Department of the Treasury, the Bureau of Engrav-  
18 ing and Printing, and the United States Mint, individually  
19 or collectively, may be used to consolidate any or all func-  
20 tions of the Bureau of Engraving and Printing and the  
21 United States Mint without the explicit approval of the  
22 House Committee on Financial Services; the Senate Com-  
23 mittee on Banking, Housing, and Urban Affairs; the  
24 House Committee on Appropriations; and the Senate  
25 Committee on Appropriations.

This title may be cited as the “Department of the  
Treasury Appropriations Act, 2007”.

## DEPARTMENT OF HOUSING AND URBAN

## PUBLIC AND INDIAN HOUSING

(INCLUDING TRANSFER OF FUNDS)

**HR 5576 RH**

1 1, 2007: *Provided*, That the amounts made available under  
2 this heading are provided as follows:

3 (1) \$14,436,200,000 for renewals of expiring  
4 section 8 tenant-based annual contributions con-  
5 tracts (including renewals of enhanced vouchers  
6 under any provision of law authorizing such assist-  
7 ance under section 8(t) of the Act): *Provided*, That  
8 notwithstanding any other provision of law, from  
9 amounts provided under this paragraph, the Sec-  
10 retary for the calendar year 2007 funding cycle shall  
11 provide renewal funding for each public housing  
12 agency based on the amount public housing agencies  
13 were eligible to receive in calendar year 2006, and  
14 by applying the 2007 Annual Adjustment Factor as  
15 established by the Secretary, and by making any  
16 necessary adjustments for the costs associated with  
17 deposits to Family Self-Sufficiency Program escrow  
18 accounts or the first-time renewal of tenant protec-  
19 tion or HOPE VI vouchers: *Provided further*, That  
20 the Secretary shall, to the extent necessary to stay  
21 within the amount provided under this paragraph,  
22 pro rate each public housing agency's allocation oth-  
23 erwise established pursuant to this paragraph: *Pro-*  
24 *vided further*, That public housing agencies partici-  
25 pating in the Moving to Work demonstration shall

1 be funded pursuant to their Moving to Work agree-  
2 ments and shall be subject to the same pro rata ad-  
3 justments under the previous proviso: *Provided fur-*  
4 *ther*, That up to \$100,000,000 shall be available for  
5 additional rental subsidy due to unforeseen exigen-  
6 cies as determined by the Secretary and for the one-  
7 time funding of housing assistance payments result-  
8 ing from the portability provisions of the housing  
9 choice voucher program;

10 (2) \$149,300,000 for section 8 rental assistance  
11 for relocation and replacement of housing units  
12 under lease that are demolished or disposed of pur-  
13 suant to the Omnibus Consolidated Rescissions and  
14 Appropriations Act of 1996 (Public Law 104–134),  
15 conversion of section 23 projects to assistance under  
16 section 8, the family unification program under sec-  
17 tion 8(x) of the Act, relocation of witnesses in con-  
18 nection with efforts to combat crime in public and  
19 assisted housing pursuant to a request from a law  
20 enforcement or prosecution agency, enhanced vouch-  
21 ers under any provision of law authorizing such as-  
22 sistance under section 8(t) of the Act, HOPE VI  
23 vouchers, mandatory and voluntary conversions, and  
24 tenant protection assistance including replacement  
25 and relocation assistance: *Provided*, That additional

1 section 8 tenant protection rental assistance costs  
2 may be funded in 2007 by utilizing unobligated bal-  
3 ances, including recaptures and carryover, remaining  
4 from funds appropriated to the Department of  
5 Housing and Urban Development under this head-  
6 ing, the heading “Annual Contributions for Assisted  
7 Housing”, the heading “Housing Certificate Fund”,  
8 and the heading “Project-based rental assistance”,  
9 for fiscal year 2006 and prior years notwithstanding  
10 the purposes for which such amounts were appro-  
11 priated;

12 (3) \$47,500,000 for family self-sufficiency coor-  
13 dinators under section 23 of the Act;

14 (4) \$5,900,000 shall be transferred to the  
15 Working Capital Fund; and

16 (5) \$1,137,500,000 for administrative and  
17 other expenses of public housing agencies in admin-  
18 istering the section 8 tenant-based rental assistance  
19 program, of which up to \$30,000,000 shall be avail-  
20 able to the Secretary to allocate to public housing  
21 agencies that need additional funds to administer  
22 their section 8 programs, with up to \$20,000,000 to  
23 be for fees associated with section 8 tenant protec-  
24 tion rental assistance: *Provided, That*  
25 \$1,107,500,000 of the amount provided in this para-

1 graph shall be allocated for the calendar year 2007  
 2 funding cycle on a pro rata basis to public housing  
 3 agencies based on the amount public housing agen-  
 4 cies were eligible to receive in calendar year 2006:  
 5 *Provided further*, That all amounts provided under  
 6 this paragraph shall be only for activities related to  
 7 the provision of tenant-based rental assistance au-  
 8 thorized under section 8, including related develop-  
 9 ment activities.

#### 10 HOUSING CERTIFICATE FUND

##### 11 (RESCISSION)

12 Of the unobligated balances, including recaptures and  
 13 carryover, remaining from funds appropriated to the De-  
 14 partment of Housing and Urban Development under this  
 15 heading, the heading “Annual contributions for assisted  
 16 housing”, the heading “Tenant-based rental assistance”,  
 17 and the heading “Project-based rental assistance”, for fis-  
 18 cal year 2006 and prior years, \$2,000,000,000 is re-  
 19 scinded, to be effected by the Secretary no later than Sep-  
 20 tember 30, 2007: *Provided*, That, if insufficient funds  
 21 exist under these headings, the remaining balance may be  
 22 derived from any other heading under this title: *Provided*  
 23 *further*, That the Secretary shall notify the Committees  
 24 on Appropriations 30 days in advance of the rescission of  
 25 any funds derived from the headings specified above: *Pro-*

1 *vided further*, That any such balances governed by re-  
 2 allocation provisions under the statute authorizing the  
 3 program for which the funds were originally appropriated  
 4 shall be available for the rescission.

5 PUBLIC HOUSING CAPITAL FUND

6 (INCLUDING TRANSFERS OF FUNDS)

7 For the Public Housing Capital Fund Program to  
 8 carry out capital and management activities for public  
 9 housing agencies, as authorized under section 9 of the  
 10 United States Housing Act of 1937, as amended (42  
 11 U.S.C. 1437g) (the “Act”) \$2,178,000,000, to remain  
 12 available until September 30, 2010: *Provided*, That not-  
 13 withstanding any other provision of law or regulation, dur-  
 14 ing fiscal year 2007, the Secretary may not delegate to  
 15 any Department official other than the Deputy Secretary  
 16 and the Assistant Secretary for Public and Indian Hous-  
 17 ing any authority under paragraph (2) of section 9(j) re-  
 18 garding the extension of the time periods under such sec-  
 19 tion: *Provided further*, That for purposes of such section  
 20 9(j), the term “obligate” means, with respect to amounts,  
 21 that the amounts are subject to a binding agreement that  
 22 will result in outlays, immediately or in the future: *Pro-*  
 23 *vided further*, That of the total amount provided under  
 24 this heading, up to \$10,890,000 shall be for carrying out  
 25 activities under section 9(h) of such Act: *Provided further*,

1 That up to \$14,850,000 shall be transferred to the Work-  
2 ing Capital Fund: *Provided further*, That no funds may  
3 be used under this heading for the purposes specified in  
4 section 9(k) of the United States Housing Act of 1937,  
5 as amended: *Provided further*, That of the total amount  
6 provided under this heading, up to \$19,800,000 shall be  
7 available for the Secretary of Housing and Urban Devel-  
8 opment to make grants, notwithstanding section 305 of  
9 this Act, to public housing agencies for emergency capital  
10 needs resulting from unforeseen or unpreventable emer-  
11 gencies and natural disasters occurring in fiscal years  
12 2007 and 2008: *Provided further*, That of the total amount  
13 provided under this heading, \$23,760,000 shall be for sup-  
14 portive services, service coordinators and congregate serv-  
15 ices as authorized by section 34 of the Act and the Native  
16 American Housing Assistance and Self-Determination Act  
17 of 1996: *Provided further*, That of the total amount pro-  
18 vided under this heading up to \$7,920,000 is to support  
19 the costs of administrative and judicial receiverships: *Pro-*  
20 *vided further*, That of the total amount provided under  
21 this heading up to \$15,345,000 shall be to support the  
22 ongoing Public Housing Financial and Physical Assess-  
23 ment activities of the Real Estate Assessment Center  
24 (REAC).

## PUBLIC HOUSING OPERATING FUND

For 2007 payments to public housing agencies for the operation and management of public housing, as authorized by section 9(e) of the United States Housing Act of 1937, as amended (42 U.S.C. 1437g(e)), \$3,564,000,000: *Provided*, That all funds made available under this heading shall be allocated to public housing agencies in accordance with the terms, conditions, criteria and methodology set forth in the Housing and Urban Development Department Correction for Formula Implementation Date notice (Correction Notice) published in the Federal Register on October 24, 2005 and shall not be allocated using any other formula unless approved by the Committee: *Provided further*, That of the total amount provided under this heading \$9,900,000 in bonus funds shall be provided to public housing agencies that assist program participants in moving away from dependency on housing assistance programs: *Provided further*, That of the total amount provided under this heading, \$5,940,000 shall be for technical assistance related to the transition and implementation of asset-based management in public housing: *Provided further*, That, in fiscal year 2007 and all fiscal years hereafter, no amounts under this heading in any appropriations Act may be used for payments to public housing agencies for the costs of operation and management of

1 public housing for any year prior to the current year of  
2 such Act: *Provided further*, That no funds may be used  
3 under this heading for the purposes specified in section  
4 9(k) of the United States Housing Act of 1937, as amend-  
5 ed.

6 NATIVE AMERICAN HOUSING BLOCK GRANTS

7 (INCLUDING TRANSFER OF FUNDS)

8 For the Native American Housing Block Grants pro-  
9 gram, as authorized under title I of the Native American  
10 Housing Assistance and Self-Determination Act of 1996  
11 (NAHASDA) (25 U.S.C. 4111 et seq.), \$625,680,000, to  
12 remain available until expended: *Provided*, That, notwith-  
13 standing the Native American Housing Assistance and  
14 Self-Determination Act of 1996, to determine the amount  
15 of the allocation under title I of such Act for each Indian  
16 tribe, the Secretary shall apply the formula under section  
17 302 of such Act with the need component based on single-  
18 race Census data and with the need component based on  
19 multi-race Census data, and the amount of the allocation  
20 for each Indian tribe shall be the greater of the two result-  
21 ing allocation amounts: *Provided further*, That of the  
22 amounts made available under this heading, \$990,000  
23 shall be contracted through the Secretary as technical as-  
24 sistance and capacity building to be used by the National  
25 American Indian Housing Council in support of the imple-

1 mentation of NAHASDA; \$3,465,000 shall be to support  
2 the inspection of Indian housing units, contract expertise,  
3 training, and technical assistance in the training, over-  
4 sight, and management of such Indian housing and ten-  
5 ant-based assistance: *Provided further*, That of the amount  
6 provided under this heading, \$1,980,000 shall be made  
7 available for the cost of guaranteed notes and other obliga-  
8 tions, as authorized by title VI of NAHASDA: *Provided*  
9 *further*, That such costs, including the costs of modifying  
10 such notes and other obligations, shall be as defined in  
11 section 502 of the Congressional Budget Act of 1974, as  
12 amended: *Provided further*, That these funds are available  
13 to subsidize the total principal amount of any notes and  
14 other obligations, any part of which is to be guaranteed,  
15 not to exceed \$14,938,825: *Provided further*, That for ad-  
16 ministrative expenses to carry out the guaranteed loan  
17 program, up to \$148,500 from amounts in the third pro-  
18 viso, which shall be transferred to and merged with the  
19 appropriation for “Salaries and Expenses”.

20 NATIVE HAWAIIAN HOUSING BLOCK GRANT

21 For the Native Hawaiian Housing Block Grant pro-  
22 gram, as authorized under title VIII of the Native Amer-  
23 ican Housing Assistance and Self-Determination Act of  
24 1996 (25 U.S.C. 4111 et seq.), \$8,815,000, to remain

1 available until expended, of which \$299,211 shall be for  
2 training and technical activities.

3 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM

4 ACCOUNT

5 (INCLUDING TRANSFER OF FUNDS)

6 For the cost of guaranteed loans, as authorized by  
7 section 184 of the Housing and Community Development  
8 Act of 1992 (12 U.S.C. 1715z–13a), \$3,960,000, to re-  
9 main available until expended: *Provided*, That such costs,  
10 including the costs of modifying such loans, shall be as  
11 defined in section 502 of the Congressional Budget Act  
12 of 1974, as amended: *Provided further*, That these funds  
13 are available to subsidize total loan principal, any part of  
14 which is to be guaranteed, not to exceed \$116,276,000,  
15 to remain available until committed.

16 In addition, for administrative expenses to carry out  
17 the guaranteed loan program, up to \$247,500 from  
18 amounts in the first paragraph which shall be transferred  
19 to and merged with the appropriation for “Salaries and  
20 Expenses”.

21 NATIVE HAWAIIAN HOUSING LOAN GUARANTEE FUND

22 PROGRAM ACCOUNT

23 (INCLUDING TRANSFER OF FUNDS)

24 For the cost of guaranteed loans, as authorized by  
25 section 184A of the Housing and Community Develop-

1 ment Act of 1992 (12 U.S.C. 1715z–13b), \$1,010,000, to  
 2 remain available until expended: *Provided*, That such  
 3 costs, including the costs of modifying such loans, shall  
 4 be as defined in section 502 of the Congressional Budget  
 5 Act of 1974, as amended: *Provided further*, That these  
 6 funds are available to subsidize total loan principal, any  
 7 part of which is to be guaranteed, not to exceed  
 8 \$43,000,000, to remain available until committed.

9 In addition, for administrative expenses to carry out  
 10 the guaranteed loan program, up to \$35,000 from  
 11 amounts in the first paragraph which shall be transferred  
 12 to and merged with the appropriation for “Salaries and  
 13 Expenses”.

#### 14 COMMUNITY PLANNING AND DEVELOPMENT

#### 15 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

#### 16 (INCLUDING TRANSFER OF FUNDS)

17 For carrying out the Housing Opportunities for Per-  
 18 sons with AIDS program, as authorized by the AIDS  
 19 Housing Opportunity Act (42 U.S.C. 12901 et seq.),  
 20 \$300,100,000, to remain available until September 30,  
 21 2008, except that amounts allocated pursuant to section  
 22 854(c)(3) of such Act shall remain available until Sep-  
 23 tember 30, 2009: *Provided*, That the Secretary shall renew  
 24 all expiring contracts for permanent supportive housing  
 25 that were funded under section 854(c)(3) of such Act that

1 meet all program requirements before awarding funds for  
 2 new contracts and activities authorized under this section:  
 3 *Provided further*, That the Secretary may use up to  
 4 \$1,485,000 of the funds under this heading for training,  
 5 oversight, and technical assistance activities and  
 6 \$1,485,000 shall be transferred to the Working Capital  
 7 Fund.

#### 8 COMMUNITY DEVELOPMENT FUND

9 For assistance to units of State and local govern-  
 10 ment, and to other entities, for economic and community  
 11 development activities, and for other purposes,  
 12 \$4,200,000,000, to remain available until September 30,  
 13 2009, unless otherwise specified: *Provided*, That of the  
 14 amount provided, \$3,872,580,000 is for carrying out the  
 15 community development block grant program under title  
 16 I of the Housing and Community Development Act of  
 17 1974, as amended (the “Act” herein) (42 U.S.C. 5301 et  
 18 seq.): *Provided further*, That unless explicitly provided for  
 19 under this heading (except for planning grants provided  
 20 in the second paragraph and amounts made available  
 21 under the third paragraph), not to exceed 20 percent of  
 22 any grant made with funds appropriated under this head-  
 23 ing shall be expended for planning and management devel-  
 24 opment and administration: *Provided further*, That  
 25 \$57,420,000 shall be for grants to federally-recognized In-

1   dian tribes notwithstanding section 106(a)(1) of such Act,  
2   of which, notwithstanding any other provision of law (in-  
3   cluding section 305 of this Act), up to \$3,960,000 may  
4   be used for emergencies that constitute imminent threats  
5   to health and safety.

6       Of the amount made available under this heading,  
7   \$250,000,000 shall be available for grants for the Eco-  
8   nomic Development Initiative (EDI) to finance a variety  
9   of targeted economic investments in accordance with the  
10  terms and conditions specified in the statement of man-  
11  agers accompanying this Act: *Provided*, That none of the  
12  funds provided under this paragraph may be used for pro-  
13  gram operations: *Provided further*, That, for fiscal years  
14  2005, 2006, and 2007, no unobligated funds for EDI  
15  grants may be used for any purpose except acquisition,  
16  planning, design, purchase of equipment, revitalization, re-  
17  development or construction: *Provided further*, That funds  
18  awarded to each grantee under this paragraph shall be  
19  matched by 40 percent in funding by each grantee.

20       Of the amount made available under this heading,  
21  \$20,000,000 shall be available for neighborhood initiatives  
22  that are utilized to improve the conditions of distressed  
23  and blighted areas and neighborhoods, to stimulate invest-  
24  ment, economic diversification, and community revitaliza-  
25  tion in areas with population outmigration or a stagnating

1 or declining economic base, or to determine whether hous-  
 2 ing benefits can be integrated more effectively with welfare  
 3 reform initiatives: *Provided*, That amounts made available  
 4 under this paragraph shall be provided in accordance with  
 5 the terms and conditions specified in the statement of  
 6 managers accompanying this Act: *Provided further*, That  
 7 funds awarded to each grantee under this paragraph shall  
 8 be matched by 40 percent in funding by each grantee.

#### 9 HOME INVESTMENT PARTNERSHIPS PROGRAM

##### 10 (INCLUDING TRANSFER OF FUNDS)

11 For the HOME investment partnerships program, as  
 12 authorized under title II of the Cranston-Gonzalez Na-  
 13 tional Affordable Housing Act, as amended,  
 14 \$1,891,890,000, to remain available until September 30,  
 15 2009: *Provided*, That of the total amount provided in this  
 16 paragraph, up to \$41,580,000 shall be available for hous-  
 17 ing counseling under section 106 of the Housing and  
 18 Urban Development Act of 1968, and \$9,000,000 shall be  
 19 available for contracts to provide counseling of prospective  
 20 HECM borrowers as required by subsection (f) of section  
 21 255 of the National Housing Act (12 U.S.C. 1715z-20):  
 22 *Provided further*, That \$3,465,000 shall be transferred to  
 23 the Working Capital Fund: *Provided further*, That up to  
 24 \$9,900,000 shall be available for technical assistance.

1       In addition to amounts otherwise made available  
2 under this heading, \$24,750,000, to remain available until  
3 September 30, 2009, for assistance to homebuyers as au-  
4 thorized under title I of the American Dream Downpay-  
5 ment Act.

6           SELF-HELP AND ASSISTED HOMEOWNERSHIP  
7                           OPPORTUNITY PROGRAM

8       For the Self-Help and Assisted Homeownership Op-  
9 portunity Program, \$60,390,000, to remain available until  
10 September 30, 2009: *Provided*, That of the total amount  
11 provided in this heading \$21,920,000 shall be made avail-  
12 able to the Self Help Homeownership Opportunity Pro-  
13 gram as authorized under section 11 of the Housing Op-  
14 portunity Program Extension Act of 1996, as amended:  
15 *Provided further*, That \$32,000,000 shall be made avail-  
16 able for capacity building, of which \$31,000,000 shall be  
17 for capacity building for Community Development and af-  
18 fordable Housing for LIISC and the Enterprise Founda-  
19 tion for activities authorized by section 4 of the HUD  
20 Demonstration Act of 1993 (42 U.S.C. 9816 note), as in  
21 effect immediately before June 12, 1997, and \$1,000,000  
22 shall be made available for capacity building activities ad-  
23 ministered by Habitat for Humanity International: *Pro-*  
24 *vided further*, That \$3,500,000 shall be made available to  
25 the Housing Assistance Council; \$1,980,000 shall be avail-

1 able as a grant to the National Housing Development Cor-  
 2 poration for operating expenses and a program of afford-  
 3 able housing acquisition and rehabilitation: *Provided fur-*  
 4 *ther*, That up to \$990,000 shall be made available for tech-  
 5 nical assistance.

## 6 HOMELESS ASSISTANCE GRANTS

### 7 (INCLUDING TRANSFER OF FUNDS)

8 For the emergency shelter grants program as author-  
 9 ized under subtitle B of title IV of the McKinney-Vento  
 10 Homeless Assistance Act, as amended; the supportive  
 11 housing program as authorized under subtitle C of title  
 12 IV of such Act; the section 8 moderate rehabilitation sin-  
 13 gle room occupancy program as authorized under the  
 14 United States Housing Act of 1937, as amended, to assist  
 15 homeless individuals pursuant to section 441 of the  
 16 McKinney-Vento Homeless Assistance Act; and the shelter  
 17 plus care program as authorized under subtitle F of title  
 18 IV of such Act, \$1,535,990,000, of which \$1,515,990,000  
 19 shall remain available until September 30, 2009, and of  
 20 which \$20,000,000 shall remain available until expended:  
 21 *Provided*, That not less than 30 percent of funds made  
 22 available, excluding amounts provided for renewals under  
 23 the shelter plus care program, shall be used for permanent  
 24 housing: *Provided further*, That all funds awarded for  
 25 services shall be matched by 25 percent in funding by each

1 grantee: *Provided further*, That the Secretary shall renew  
2 on an annual basis expiring contracts or amendments to  
3 contracts funded under the shelter plus care program if  
4 the program is determined to be needed under the applica-  
5 ble continuum of care and meets appropriate program re-  
6 quirements and financial standards, as determined by the  
7 Secretary: *Provided further*, That all awards of assistance  
8 under this heading shall be required to coordinate and in-  
9 tegrate homeless programs with other mainstream health,  
10 social services, and employment programs for which home-  
11 less populations may be eligible, including Medicaid, State  
12 Children's Health Insurance Program, Temporary Assist-  
13 ance for Needy Families, Food Stamps, and services fund-  
14 ing through the Mental Health and Substance Abuse  
15 Block Grant, Workforce Investment Act, and the Welfare-  
16 to-Work grant program: *Provided further*, That up to  
17 \$10,395,000 of the funds appropriated under this heading  
18 shall be available for the national homeless data analysis  
19 project and technical assistance: *Provided further*, That  
20 \$2,475,000 of the funds appropriated under this heading  
21 shall be transferred to the Working Capital Fund: *Pro-*  
22 *vided further*, That all balances for Shelter Plus Care re-  
23 newals previously funded from the Shelter Plus Care Re-  
24 newal account and transferred to this account shall be

1 available, if recaptured, for Shelter Plus Care renewals in  
2 fiscal year 2007.

### 3 HOUSING PROGRAMS

#### 4 PROJECT-BASED RENTAL ASSISTANCE

5 (INCLUDING TRANSFER OF FUNDS)

6 For activities and assistance for the provision of  
7 project-based subsidy contracts under the United States  
8 Housing Act of 1937, as amended (42 U.S.C. 1437 et  
9 seq.) (“the Act” herein), not otherwise provided for,  
10 \$5,475,700,000, to remain available until expended: *Pro-*  
11 *vided*, That the amounts made available under this head-  
12 ing are provided as follows:

13 (1) \$5,326,240,000 for expiring or terminating  
14 section 8 project-based subsidy contracts (including  
15 section 8 moderate rehabilitation contracts), for  
16 amendments to section 8 project-based subsidy con-  
17 tracts (including section 8 moderate rehabilitation  
18 contracts), for contracts entered into pursuant to  
19 section 441 of the McKinney-Vento Homeless Assist-  
20 ance Act, for renewal of section 8 contracts for units  
21 in projects that are subject to approved plans of ac-  
22 tion under the Emergency Low Income Housing  
23 Preservation Act of 1987 or the Low-Income Hous-  
24 ing Preservation and Resident Homeownership Act  
25 of 1990, and for administrative and other expenses

1 associated with project-based activities and assist-  
2 ance funded under this paragraph.

3 (2) \$145,500,000 for performance-based con-  
4 tract administrators for section 8 project-based as-  
5 sistance: *Provided*, That the Secretary may also use  
6 such amounts for performance-based contract ad-  
7 ministrators for: interest reduction payments pursu-  
8 ant to section 236(a) of the National Housing Act  
9 (12 U.S.C. 1715z–1(a)); rent supplement payments  
10 pursuant to section 101 of the Housing and Urban  
11 Development Act of 1965 (12 U.S.C. 1701s); section  
12 236(f)(2) rental assistance payments (12 U.S.C.  
13 1715z–1(f)(2)); project rental assistance contracts  
14 for the elderly under section 202(c)(2) of the Hous-  
15 ing Act of 1959, as amended (12 U.S.C. 1701q,  
16 1701q–1); project rental assistance contracts for  
17 supportive housing for persons with disabilities  
18 under section 811(d)(2) of the Cranston-Gonzalez  
19 National Affordable Housing Act; project assistance  
20 contracts pursuant to section 202(h) of the Housing  
21 Act of 1959 (Public Law 86–372; 73 Stat. 667);  
22 and loans under section 202 of the Housing Act of  
23 1959 (Public Law 86–372; 73 Stat. 667).

24 (3) No less than \$3,960,000 shall be trans-  
25 ferred to the Working Capital Fund.

1           (4) Amounts recaptured under this heading, the  
2           heading “Annual Contributions for Assisted Hous-  
3           ing”, or the heading “Housing Certificate Fund”  
4           may be used for renewals of or amendments to sec-  
5           tion 8 project-based contracts or for performance-  
6           based contract administrators, notwithstanding the  
7           purposes for which such amounts were appropriated.

8                               HOUSING FOR THE ELDERLY

9                               (INCLUDING TRANSFER OF FUNDS)

10          For capital advances, including amendments to cap-  
11          ital advance contracts, for housing for the elderly, as au-  
12          thorized by section 202 of the Housing Act of 1959, as  
13          amended, and for project rental assistance for the elderly  
14          under section 202(c)(2) of such Act, including amend-  
15          ments to contracts for such assistance and renewal of ex-  
16          piring contracts for such assistance for up to a 1-year  
17          term, and for supportive services associated with the hous-  
18          ing, \$734,580,000, to remain available until September  
19          30, 2010, of which amount up to \$603,900,000 shall be  
20          for capital advance and project-based rental assistance  
21          awards, of which amount up to \$59,400,000 shall be for  
22          service coordinators and the continuation of existing con-  
23          gregate service grants for residents of assisted housing  
24          projects, and of which amount up to \$24,750,000 shall  
25          be for grants under section 202b of the Housing Act of  
26          1959 (12 U.S.C. 1701q–2) for conversion of eligible

1 projects under such section to assisted living or related  
2 use and for emergency capital repairs as determined by  
3 the Secretary: *Provided*, That amounts under this heading  
4 shall be available for Real Estate Assessment Center in-  
5 spections and inspection-related activities associated with  
6 section 202 capital advance projects: *Provided further*,  
7 That no less than \$1,980,000 of the total amount made  
8 available under this heading shall be transferred to the  
9 Working Capital Fund: *Provided further*, That the Sec-  
10 retary may waive the provisions of section 202 governing  
11 the terms and conditions of project rental assistance, ex-  
12 cept that the initial contract term for such assistance shall  
13 not exceed 5 years in duration.

14 HOUSING FOR PERSONS WITH DISABILITIES

15 (INCLUDING TRANSFER OF FUNDS)

16 For capital advance contracts, including amendments  
17 to capital advance contracts, for supportive housing for  
18 persons with disabilities, as authorized by section 811 of  
19 the Cranston-Gonzalez National Affordable Housing Act,  
20 for project rental assistance for supportive housing for  
21 persons with disabilities under section 811(d)(2) of such  
22 Act, including amendments to contracts for such assist-  
23 ance and renewal of expiring contracts for such assistance  
24 for up to a 1-year term, and for supportive services associ-  
25 ated with the housing for persons with disabilities as au-

1 thorized by section 811(b)(1) of such Act, and for tenant-  
2 based rental assistance contracts entered into pursuant to  
3 section 811 of such Act, \$236,610,000 to remain available  
4 until September 30, 2010: *Provided*, That no less than  
5 \$990,000 shall be transferred to the Working Capital  
6 Fund: *Provided further*, That, of the amount provided  
7 under this heading up to \$74,745,000 shall be for amend-  
8 ments or renewal of tenant-based assistance contracts:  
9 *Provided further*, That all tenant-based assistance made  
10 available under this heading shall continue to remain  
11 available only to persons with disabilities: *Provided further*,  
12 That the Secretary may waive the provisions of section  
13 811 governing the terms and conditions of project rental  
14 assistance and tenant-based assistance, except that the  
15 initial contract term for such assistance shall not exceed  
16 5 years in duration: *Provided further*, That amounts made  
17 available under this heading shall be available for Real Es-  
18 tate Assessment Center inspections and inspection-related  
19 activities associated with section 811 Capital Advance  
20 Projects.

## 21 OTHER ASSISTED HOUSING PROGRAMS

### 22 RENTAL HOUSING ASSISTANCE

23 For amendments to contracts under section 101 of  
24 the Housing and Urban Development Act of 1965 (12  
25 U.S.C. 1701s) and section 236(f)(2) of the National

1 Housing Act (12 U.S.C. 1715z-1) in State-aided, non-in-  
2 sured rental housing projects, \$24,750,000, to remain  
3 available until expended.

4 MANUFACTURED HOUSING FEES TRUST FUND

5 For necessary expenses as authorized by the National  
6 Manufactured Housing Construction and Safety Stand-  
7 ards Act of 1974, as amended (42 U.S.C. 5401 et seq.),  
8 up to \$16,000,000 to remain available until expended, to  
9 be derived from the Manufactured Housing Fees Trust  
10 Fund: *Provided*, That for the dispute resolution and in-  
11 stallation programs, the Secretary may assess and collect  
12 fees and charges from any program participant: *Provided*  
13 *further*, That such collections shall be deposited into the  
14 Fund, and the Secretary, subject to amounts made avail-  
15 able under this heading, may use such collections, as well  
16 as fees collected under such section 620, for necessary ex-  
17 penses of such Act: *Provided further*, That in addition to  
18 amounts made available under this heading, and notwith-  
19 standing the requirements of such section 620, the Sec-  
20 retary may carry out responsibilities of the Secretary  
21 under such Act through the use of approved service pro-  
22 viders that are paid directly by the recipients of their serv-  
23 ices: *Provided further*, That not to exceed the total amount  
24 appropriated under this heading shall be available from  
25 the general fund of the Treasury to the extent necessary

1 to incur obligations and make expenditures pending the  
2 receipt of collections to the Fund pursuant to section 620  
3 of such Act: *Provided further*, That the amount made  
4 available under this heading from the general fund shall  
5 be reduced as such collections are received during fiscal  
6 year 2007 so as to result in no final fiscal year 2007 ap-  
7 propriation from the general fund, and fees pursuant to  
8 such section 620 shall be modified as necessary to ensure  
9 such a final fiscal year 2007 appropriation.

10 FEDERAL HOUSING ADMINISTRATION

11 MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT

12 (INCLUDING TRANSFERS OF FUNDS)

13 During fiscal year 2007, commitments to guarantee  
14 loans to carry out the purposes of section 203(b) of the  
15 National Housing Act, as amended, shall not exceed a loan  
16 principal of \$185,000,000,000.

17 During fiscal year 2007, obligations to make direct  
18 loans to carry out the purposes of section 204(g) of the  
19 National Housing Act, as amended, shall not exceed  
20 \$50,000,000: *Provided*, That the foregoing amount shall  
21 be for loans to nonprofit and governmental entities in con-  
22 nection with sales of single family real properties owned  
23 by the Secretary and formerly insured under the Mutual  
24 Mortgage Insurance Fund.

25 For administrative expenses necessary to carry out  
26 the guaranteed and direct loan program, \$351,450,000,

1 of which not to exceed \$347,490,000 shall be transferred  
2 to the appropriation for “Salaries and expenses”; and not  
3 to exceed \$3,960,000 shall be transferred to the appro-  
4 priation for “Office of Inspector General”. In addition, for  
5 administrative contract expenses, \$52,400,000, of which  
6 no less than \$23,562,000 shall be transferred to the Work-  
7 ing Capital Fund, and of which up to \$10,000,000 may  
8 be for education and outreach of FHA single family loan  
9 products: *Provided*, That to the extent guaranteed loan  
10 commitments exceed \$65,500,000,000 on or before April  
11 1, 2007, an additional \$1,400 for administrative contract  
12 expenses shall be available for each \$1,000,000 in addi-  
13 tional guaranteed loan commitments (including a pro rata  
14 amount for any amount below \$1,000,000), but in no case  
15 shall funds made available by this proviso exceed  
16 \$30,000,000.

17       GENERAL AND SPECIAL RISK PROGRAM ACCOUNT  
18               (INCLUDING TRANSFERS OF FUNDS)

19       For the cost of guaranteed loans, as authorized by  
20 sections 238 and 519 of the National Housing Act (12  
21 U.S.C. 1715z-3 and 1735c), including the cost of loan  
22 guarantee modifications, as that term is defined in section  
23 502 of the Congressional Budget Act of 1974, as amend-  
24 ed, \$8,600,000, to remain available until expended: *Pro-*  
25 *vided*, That commitments to guarantee loans shall not ex-

1 exceed \$35,000,000,000 in total loan principal, any part of  
2 which is to be guaranteed.

3       Gross obligations for the principal amount of direct  
4 loans, as authorized by sections 204(g), 207(l), 238, and  
5 519(a) of the National Housing Act, shall not exceed  
6 \$50,000,000, of which not to exceed \$30,000,000 shall be  
7 for bridge financing in connection with the sale of multi-  
8 family real properties owned by the Secretary and for-  
9 merly insured under such Act; and of which not to exceed  
10 \$20,000,000 shall be for loans to nonprofit and govern-  
11 mental entities in connection with the sale of single-family  
12 real properties owned by the Secretary and formerly in-  
13 sured under such Act.

14       In addition, for administrative expenses necessary to  
15 carry out the guaranteed and direct loan programs,  
16 \$229,086,000, of which \$209,286,000 shall be transferred  
17 to the appropriation for “Salaries and Expenses”; and of  
18 which \$19,800,000 shall be transferred to the appropria-  
19 tion for “Office of Inspector General”.

20       In addition, for administrative contract expenses nec-  
21 essary to carry out the guaranteed and direct loan pro-  
22 grams, \$72,778,000, of which no less than \$10,692,000  
23 shall be transferred to the Working Capital Fund.

1       GOVERNMENT NATIONAL MORTGAGE ASSOCIATION  
2       GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN  
3               GUARANTEE PROGRAM ACCOUNT  
4               (INCLUDING TRANSFER OF FUNDS)

5       New commitments to issue guarantees to carry out  
6 the purposes of section 306 of the National Housing Act,  
7 as amended (12 U.S.C. 1721(g)), shall not exceed  
8 \$100,000,000,000, to remain available until September  
9 30, 2008.

10       For administrative expenses necessary to carry out  
11 the guaranteed mortgage-backed securities program,  
12 \$10,700,000, to be derived from the GNMA guarantees  
13 of mortgage-backed securities guaranteed loan receipt ac-  
14 count, of which not to exceed \$10,700,000, shall be trans-  
15 ferred to the appropriation for “Salaries and Expenses”.

16               POLICY DEVELOPMENT AND RESEARCH  
17               RESEARCH AND TECHNOLOGY

18       For contracts, grants, and necessary expenses of pro-  
19 grams of research and studies relating to housing and  
20 urban problems, not otherwise provided for, as authorized  
21 by title V of the Housing and Urban Development Act  
22 of 1970, as amended (12 U.S.C. 1701z–1 et seq.), includ-  
23 ing carrying out the functions of the Secretary under sec-  
24 tion 1(a)(1)(i) of Reorganization Plan No. 2 of 1968,  
25 \$55,787,000, to remain available until September 30,

1 2008: *Provided*, That of the total amount provided under  
2 this heading, \$5,000,000 shall be for the Partnership for  
3 Advancing Technology in Housing (PATH) Initiative:  
4 *Provided further*, That of the amounts made available for  
5 PATH under this heading, \$2,500,000 shall not be subject  
6 to the requirements of section 305 of this title: *Provided*  
7 *further*, That of the funds made available under this head-  
8 ing, \$20,394,000 is for grants pursuant to section 107 of  
9 the Housing and Community Development Act of 1974,  
10 as amended: *Provided further*, That activities for the Part-  
11 nership for Advancing Technology in Housing Initiative  
12 shall be administered by the Office of Policy Development  
13 and Research for Alaska Native serving institutions and  
14 Native Hawaiian serving institutions as defined under the  
15 Higher Education Act as amended, tribal colleges and uni-  
16 versities, the Historically Black Colleges and Universities  
17 program, and the Hispanic Serving Institutions Programs.

18 FAIR HOUSING AND EQUAL OPPORTUNITY

19 FAIR HOUSING ACTIVITIES

20 For contracts, grants, and other assistance, not oth-  
21 erwise provided for, as authorized by title VIII of the Civil  
22 Rights Act of 1968, as amended by the Fair Housing  
23 Amendments Act of 1988, and section 561 of the Housing  
24 and Community Development Act of 1987, as amended,  
25 \$44,550,000, to remain available until September 30,

1 2008, of which \$18,800,000 shall be to carry out activities  
2 pursuant to such section 561: *Provided*, That notwith-  
3 standing 31 U.S.C. 3302, the Secretary may assess and  
4 collect fees to cover the costs of the Fair Housing Training  
5 Academy, and may use such funds to provide such train-  
6 ing: *Provided further*, That no funds made available under  
7 this heading shall be used to lobby the executive or legisla-  
8 tive branches of the Federal Government in connection  
9 with a specific contract, grant or loan.

10 OFFICE OF LEAD HAZARD CONTROL

11 LEAD HAZARD REDUCTION

12 For the Lead Hazard Reduction Program, as author-  
13 ized by section 1011 of the Residential Lead-Based Paint  
14 Hazard Reduction Act of 1992, \$114,840,000, to remain  
15 available until September 30, 2008, of which \$8,712,000  
16 shall be for the Healthy Homes Initiative, pursuant to sec-  
17 tions 501 and 502 of the Housing and Urban Develop-  
18 ment Act of 1970 that shall include research, studies, test-  
19 ing, and demonstration efforts, including education and  
20 outreach concerning lead-based paint poisoning and other  
21 housing-related diseases and hazards: *Provided*, That for  
22 purposes of environmental review, pursuant to the Na-  
23 tional Environmental Policy Act of 1969 (42 U.S.C. 4321  
24 et seq.) and other provisions of law that further the pur-  
25 poses of such Act, a grant under the Healthy Homes Ini-

1 tiative, Operation Lead Elimination Action Plan (LEAP),  
2 or the Lead Technical Studies program under this heading  
3 or under prior appropriations Acts for such purposes  
4 under this heading, shall be considered to be funds for  
5 a special project for purposes of section 305(c) of the Mul-  
6 tifamily Housing Property Disposition Reform Act of  
7 1994: *Provided further*, That not less than 90 percent of  
8 the funds made available under this paragraph shall be  
9 used exclusively for abatement, inspections, risk assess-  
10 ments, temporary relocations and interim control of lead-  
11 based hazards as defined by 42 U.S.C. 4851: *Provided fur-*  
12 *ther*, That each recipient of funds provided under the first  
13 proviso shall make a matching contribution in an amount  
14 not less than 25 percent: *Provided further*, That each ap-  
15 plicant shall submit a detailed plan and strategy that dem-  
16 onstrates adequate capacity that is acceptable to the Sec-  
17 retary to carry out the proposed use of funds pursuant  
18 to a Notice of Funding Availability.

19 MANAGEMENT AND ADMINISTRATION

20 SALARIES AND EXPENSES

21 (INCLUDING TRANSFER OF FUNDS)

22 For necessary administrative and non-administrative  
23 expenses of the Department of Housing and Urban Devel-  
24 opment, not otherwise provided for, including purchase of  
25 uniforms, or allowances therefore, as authorized by 5  
26 U.S.C. 5901–5902; hire of passenger motor vehicles; serv-

ices as authorized by 5 U.S.C. 3109; and not to exceed \$25,000 for official reception and representation expenses, \$1,141,117,000, of which \$556,776,000 shall be provided from the various funds of the Federal Housing Administration, \$10,700,000 shall be provided from funds of the Government National Mortgage Association, \$148,500 shall be provided by transfer from the “Native American housing block grants” account, \$247,500 shall be provided by transfer from the “Indian housing loan guarantee fund program” account and \$35,000 shall be transferred from the “Native Hawaiian housing loan guarantee fund” account: *Provided*, That funds made available under this heading shall only be allocated in the manner specified in the statement of the managers accompanying this Act unless the Committees on Appropriations of both the House of Representatives and the Senate are notified of any changes in an operating plan or reprogramming: *Provided further*, That no official or employee of the Department shall be designated as an allotment holder unless the Office of the Chief Financial Officer (OCFO) has determined that such allotment holder has implemented an adequate system of funds control and has received training in funds control procedures and directives: *Provided further*, That the Chief Financial Officer shall establish positive control of and maintain adequate systems of accounting for ap-

1 appropriations and other available funds as required by 31  
2 U.S.C. 1514: *Provided further*, That for purposes of funds  
3 control and determining whether a violation exists under  
4 the Anti-Deficiency Act (31 U.S.C. 1341 et seq.), the  
5 point of obligation shall be the executed agreement or con-  
6 tract, except with respect to insurance and guarantee pro-  
7 grams, certain types of salaries and expenses funding, and  
8 incremental funding that is authorized under an executed  
9 agreement or contract, and shall be designated in the ap-  
10 proved funds control plan: *Provided further*, That the  
11 Chief Financial Officer shall: (1) appoint qualified per-  
12 sonnel to conduct investigations of potential or actual vio-  
13 lations; (2) establish minimum training requirements and  
14 other qualifications for personnel that may be appointed  
15 to conduct investigations; (3) establish guidelines and  
16 timeframes for the conduct and completion of investiga-  
17 tions; (4) prescribe the content, format and other require-  
18 ments for the submission of final reports on violations;  
19 and (5) prescribe such additional policies and procedures  
20 as may be required for conducting investigations of, and  
21 administering, processing, and reporting on, potential and  
22 actual violations of the Anti-Deficiency Act and all other  
23 statutes and regulations governing the obligation and ex-  
24 penditure of funds made available in this or any other Act:  
25 *Provided further*, That up to \$15,000,000 may be trans-

1 ferred to the Working Capital Fund: *Provided further*,  
2 That the Secretary shall fill 7 out of 10 vacancies at the  
3 GS-14 and GS-15 levels until the total number of GS-  
4 14 and GS-15 positions in the Department has been re-  
5 duced from the number of GS-14 and GS-15 positions  
6 on the date of enactment of Public Law 106-377 by 2½  
7 percent.

8 WORKING CAPITAL FUND

9 (INCLUDING TRANSFER OF FUNDS)

10 For additional capital for the Working Capital Fund  
11 (42 U.S.C. 3535) for the development of, modifications  
12 to, and infrastructure for Department-wide information  
13 technology systems, for the continuing operation and  
14 maintenance of both Department-wide and program-spe-  
15 cific information systems, and for program-related devel-  
16 opment activities, \$100,000,000, to remain available until  
17 September 30, 2008: *Provided*, That any amounts trans-  
18 ferred to this Fund under this Act shall remain available  
19 until expended: *Provided further*, That any amounts trans-  
20 ferred to this Fund from amounts appropriated by pre-  
21 viously enacted appropriations Acts or from within this  
22 Act may be used for the purposes specified under this  
23 Fund, in addition to the purposes for which such amounts  
24 were appropriated.

1                   OFFICE OF INSPECTOR GENERAL  
2                   (INCLUDING TRANSFER OF FUNDS)

3       For necessary expenses of the Office of Inspector  
4 General in carrying out the Inspector General Act of 1978,  
5 as amended, \$107,000,000, of which \$23,760,000 shall be  
6 provided from the various funds of the Federal Housing  
7 Administration: *Provided*, That the Inspector General  
8 shall have independent authority over all personnel issues  
9 within this office.

10   OFFICE OF FEDERAL HOUSING ENTERPRISE OVERSIGHT  
11                   SALARIES AND EXPENSES  
12                   (INCLUDING TRANSFER OF FUNDS)

13       For carrying out the Federal Housing Enterprises  
14 Financial Safety and Soundness Act of 1992, including  
15 not to exceed \$500 for official reception and representa-  
16 tion expenses, \$62,000,000, to remain available until ex-  
17 pended, to be derived from the Federal Housing Enter-  
18 prises Oversight Fund: *Provided*, That the Director shall  
19 submit a spending plan for the amounts provided under  
20 this heading no later than January 15, 2007: *Provided*  
21 *further*, That not less than 80 percent of the total amount  
22 made available under this heading shall be used only for  
23 examination, supervision, and capital oversight of the en-  
24 terprises (as such term is defined in section 1303 of the  
25 Federal Housing Enterprises Financial Safety and Sound-  
26 ness Act of 1992 (12 U.S.C. 4502)) to ensure that the

1 enterprises are operating in a financially safe and sound  
2 manner and complying with the capital requirements  
3 under subtitle B of such Act: *Provided further*, That not  
4 to exceed the amount provided herein shall be available  
5 from the general fund of the Treasury to the extent nec-  
6 essary to incur obligations and make expenditures pending  
7 the receipt of collections to the Fund: *Provided further*,  
8 That the general fund amount shall be reduced as collec-  
9 tions are received during the fiscal year so as to result  
10 in a final appropriation from the general fund estimated  
11 at not more than \$0.

#### 12 ADMINISTRATIVE PROVISIONS

##### 13 (INCLUDING RESCISSION)

14 SEC. 301. Fifty percent of the amounts of budget au-  
15 thority, or in lieu thereof 50 percent of the cash amounts  
16 associated with such budget authority, that are recaptured  
17 from projects described in section 1012(a) of the Stewart  
18 B. McKinney Homeless Assistance Amendments Act of  
19 1988 (42 U.S.C. 1437 note) shall be rescinded, or in the  
20 case of cash, shall be remitted to the Treasury, and such  
21 amounts of budget authority or cash recaptured and not  
22 rescinded or remitted to the Treasury shall be used by  
23 State housing finance agencies or local governments or  
24 local housing agencies with projects approved by the Sec-  
25 retary of Housing and Urban Development for which set-

1 tlement occurred after January 1, 1992, in accordance  
2 with such section. Notwithstanding the previous sentence,  
3 the Secretary may award up to 15 percent of the budget  
4 authority or cash recaptured and not rescinded or remitted  
5 to the Treasury to provide project owners with incentives  
6 to refinance their project at a lower interest rate.

7       SEC. 302. None of the amounts made available under  
8 this Act may be used during fiscal year 2007 to investigate  
9 or prosecute under the Fair Housing Act any otherwise  
10 lawful activity engaged in by one or more persons, includ-  
11 ing the filing or maintaining of a non-frivolous legal ac-  
12 tion, that is engaged in solely for the purpose of achieving  
13 or preventing action by a Government official or entity,  
14 or a court of competent jurisdiction.

15       SEC. 303. (a) Notwithstanding section 854(c)(1)(A)  
16 of the AIDS Housing Opportunity Act (42 U.S.C.  
17 12903(c)(1)(A)), from any amounts made available under  
18 this title for fiscal year 2007 that are allocated under such  
19 section, the Secretary of Housing and Urban Development  
20 shall allocate and make a grant, in the amount determined  
21 under subsection (b), for any State that—

22               (1) received an allocation in a prior fiscal year  
23       under clause (ii) of such section; and

24               (2) is not otherwise eligible for an allocation for  
25       fiscal year 2007 under such clause (ii) because the

1 areas in the State outside of the metropolitan statis-  
2 tical areas that qualify under clause (i) in fiscal year  
3 2007 do not have the number of cases of acquired  
4 immunodeficiency syndrome (AIDS) required under  
5 such clause.

6 (b) The amount of the allocation and grant for any  
7 State described in subsection (a) shall be an amount based  
8 on the cumulative number of AIDS cases in the areas of  
9 that State that are outside of metropolitan statistical  
10 areas that qualify under clause (i) of such section  
11 854(c)(1)(A) in fiscal year 2007, in proportion to AIDS  
12 cases among cities and States that qualify under clauses  
13 (i) and (ii) of such section and States deemed eligible  
14 under subsection (a).

15 (c) Notwithstanding any other provision of law, the  
16 amount allocated for fiscal year 2007 under section 854(c)  
17 of the AIDS Housing Opportunity Act (42 U.S.C.  
18 12903(c)), to the City of New York, New York, on behalf  
19 of the New York-Wayne-White Plains, New York-New  
20 Jersey Metropolitan Division (hereafter “metropolitan di-  
21 vision”) of the New York-Newark-Edison, NY-NJ-PA  
22 Metropolitan Statistical Area, shall be adjusted by the  
23 Secretary of Housing and Urban Development by: (1) allo-  
24 cating to the City of Jersey City, New Jersey, the propor-  
25 tion of the metropolitan area’s or division’s amount that

1 is based on the number of cases of AIDS reported in the  
2 portion of the metropolitan area or division that is located  
3 in Hudson County, New Jersey, and adjusting for the pro-  
4 portion of the metropolitan division's high incidence bonus  
5 if this area in New Jersey also has a higher than average  
6 per capita incidence of AIDS; and (2) allocating to the  
7 City of Paterson, New Jersey, the proportion of the metro-  
8 politan area's or division's amount that is based on the  
9 number of cases of AIDS reported in the portion of the  
10 metropolitan area or division that is located in Bergen  
11 County and Passaic County, New Jersey, and adjusting  
12 for the proportion of the metropolitan division's high inci-  
13 dence bonus if this area in New Jersey also has a higher  
14 than average per capita incidence of AIDS. The recipient  
15 cities shall use amounts allocated under this subsection  
16 to carry out eligible activities under section 855 of the  
17 AIDS Housing Opportunity Act (42 U.S.C. 12904) in  
18 their respective portions of the metropolitan division that  
19 is located in New Jersey.

20 (d) Notwithstanding any other provision of law, the  
21 amount allocated for fiscal year 2007 under section 854(c)  
22 of the AIDS Housing Opportunity Act (42 U.S.C.  
23 12903(c)) to areas with a higher than average per capita  
24 incidence of AIDS, shall be adjusted by the Secretary on

1 the basis of area incidence reported over a three year pe-  
2 riod.

3       SEC. 304. During fiscal year 2007, in the provision  
4 of rental assistance under section 8(o) of the United  
5 States Housing Act of 1937 (42 U.S.C. 1437f(o)) in con-  
6 nection with a program to demonstrate the economy and  
7 effectiveness of providing such assistance for use in as-  
8 sisted living facilities that is carried out in the counties  
9 of the State of Michigan notwithstanding paragraphs (3)  
10 and (18)(B)(iii) of such section 8(o), a family residing in  
11 an assisted living facility in any such county, on behalf  
12 of which a public housing agency provides assistance pur-  
13 suant to section 8(o)(18) of such Act, may be required,  
14 at the time the family initially receives such assistance,  
15 to pay rent in an amount exceeding 40 percent of the  
16 monthly adjusted income of the family by such a percent-  
17 age or amount as the Secretary of Housing and Urban  
18 Development determines to be appropriate.

19       SEC. 305. Except as explicitly provided in law, any  
20 grant, cooperative agreement or other assistance made  
21 pursuant to title III of this Act shall be made on a com-  
22 petitive basis and in accordance with section 102 of the  
23 Department of Housing and Urban Development Reform  
24 Act of 1989.

1        SEC. 306. Funds of the Department of Housing and  
2 Urban Development subject to the Government Corpora-  
3 tion Control Act or section 402 of the Housing Act of  
4 1950 shall be available, without regard to the limitations  
5 on administrative expenses, for legal services on a contract  
6 or fee basis, and for utilizing and making payment for  
7 services and facilities of the Federal National Mortgage  
8 Association, Government National Mortgage Association,  
9 Federal Home Loan Mortgage Corporation, Federal Fi-  
10 nancing Bank, Federal Reserve banks or any member  
11 thereof, Federal Home Loan banks, and any insured bank  
12 within the meaning of the Federal Deposit Insurance Cor-  
13 poration Act, as amended (12 U.S.C. 1811–1831).

14        SEC. 307. Unless otherwise provided for in this Act  
15 or through a reprogramming of funds, no part of any ap-  
16 propriation for the Department of Housing and Urban  
17 Development shall be available for any program, project  
18 or activity in excess of amounts set forth in the budget  
19 estimates submitted to Congress.

20        SEC. 308. Corporations and agencies of the Depart-  
21 ment of Housing and Urban Development which are sub-  
22 ject to the Government Corporation Control Act, as  
23 amended, are hereby authorized to make such expendi-  
24 tures, within the limits of funds and borrowing authority  
25 available to each such corporation or agency and in ac-

1 cordance with law, and to make such contracts and com-  
2 mitments without regard to fiscal year limitations as pro-  
3 vided by section 104 of such Act as may be necessary in  
4 carrying out the programs set forth in the budget for 2007  
5 for such corporation or agency except as hereinafter pro-  
6 vided: *Provided*, That collections of these corporations and  
7 agencies may be used for new loan or mortgage purchase  
8 commitments only to the extent expressly provided for in  
9 this Act (unless such loans are in support of other forms  
10 of assistance provided for in this or prior appropriations  
11 Acts), except that this proviso shall not apply to the mort-  
12 gage insurance or guaranty operations of these corpora-  
13 tions, or where loans or mortgage purchases are necessary  
14 to protect the financial interest of the United States Gov-  
15 ernment.

16 SEC. 309. None of the funds provided in this title  
17 for technical assistance, training, or management improve-  
18 ments may be obligated or expended unless HUD provides  
19 to the Committees on Appropriations a description of each  
20 proposed activity and a detailed budget estimate of the  
21 costs associated with each program, project or activity as  
22 part of the budget justifications. For fiscal year 2007,  
23 HUD shall transmit this information to the Committees  
24 by March 15, 2007 for 30 days of review.

1        SEC. 310. The Secretary of Housing and Urban De-  
2 velopment shall provide quarterly reports to the House  
3 and Senate Committees on Appropriations regarding all  
4 uncommitted, unobligated, recaptured and excess funds in  
5 each program and activity within the jurisdiction of the  
6 Department and shall submit additional, updated budget  
7 information to these Committees upon request.

8        SEC. 311. (a) Notwithstanding any other provision  
9 of law, the amount allocated for fiscal year 2007 under  
10 section 854(c) of the AIDS Housing Opportunity Act (42  
11 U.S.C. 12903(e)), to the City of Wilmington, Delaware,  
12 on behalf of the Wilmington, Delaware-Maryland-New  
13 Jersey Metropolitan Division (hereafter “metropolitan di-  
14 vision”), shall be adjusted by the Secretary of Housing  
15 and Urban Development by allocating to the State of New  
16 Jersey the proportion of the metropolitan division’s  
17 amount that is based on the number of cases of AIDS  
18 reported in the portion of the metropolitan division that  
19 is located in New Jersey, and adjusting for the proportion  
20 of the metropolitan division’s high incidence bonus if this  
21 area in New Jersey also has a higher than average per  
22 capita incidence of AIDS. The State of New Jersey shall  
23 use amounts allocated to the State under this subsection  
24 to carry out eligible activities under section 855 of the  
25 AIDS Housing Opportunity Act (42 U.S.C. 12904) in the

1 portion of the metropolitan division that is located in New  
2 Jersey.

3 (b) Notwithstanding any other provision of law, the  
4 Secretary of Housing and Urban Development shall allo-  
5 cate to Wake County, North Carolina, the amounts that  
6 otherwise would be allocated for fiscal year 2007 under  
7 section 854(c) of the AIDS Housing Opportunity Act (42  
8 U.S.C. 12903(c)) to the City of Raleigh, North Carolina,  
9 on behalf of the Raleigh-Cary, North Carolina Metropoli-  
10 tan Statistical Area. Any amounts allocated to Wake  
11 County shall be used to carry out eligible activities under  
12 section 855 of such Act (42 U.S.C. 12904) within such  
13 metropolitan statistical area.

14 (c) Notwithstanding section 854(c) of the AIDS  
15 Housing Opportunity Act (42 U.S.C. 12903(c)), the Sec-  
16 retary of Housing and Urban Development may adjust the  
17 allocation of the amounts that otherwise would be allo-  
18 cated for fiscal year 2007 under section 854(c) of such  
19 Act, upon the written request of an applicant, in conjunc-  
20 tion with the State(s), for a formula allocation on behalf  
21 of a metropolitan statistical area, to designate the State  
22 or States in which the metropolitan statistical area is lo-  
23 cated as the eligible grantee(s) of the allocation. In the  
24 case that a metropolitan statistical area involves more  
25 than one State, such amounts allocated to each State shall

1 be in proportion to the number of cases of AIDS reported  
2 in the portion of the metropolitan statistical area located  
3 in that State. Any amounts allocated to a State under this  
4 section shall be used to carry out eligible activities within  
5 the portion of the metropolitan statistical area located in  
6 that State.

7       SEC. 312. The Department of Housing and Urban  
8 Development shall submit the Department's fiscal year  
9 2007 congressional budget justifications to the Commit-  
10 tees on Appropriations of the House of Representatives  
11 and the Senate using the identical structure provided  
12 under this Act and only in accordance with the direction  
13 specified in the report accompanying this Act.

14       SEC. 313. That incremental vouchers previously made  
15 available under the heading "Housing Certificate Fund"  
16 or renewed under the heading, "Tenant-Based Rental As-  
17 sistance," for non-elderly disabled families shall, to the ex-  
18 tent practicable, continue to be provided to non-elderly dis-  
19 abled families upon turnover.

20       SEC. 314. A public housing agency or such other enti-  
21 ty that administers Federal housing assistance in the  
22 States of Alaska, Iowa, and Mississippi shall not be re-  
23 quired to include a resident of public housing or a recipi-  
24 ent of assistance provided under section 8 of the United  
25 States Housing Act of 1937 on the board of directors or

1 a similar governing board of such agency or entity as re-  
2 quired under section (2)(b) of such Act. Each public hous-  
3 ing agency or other entity that administers Federal hous-  
4 ing assistance under section 8 in the States of Alaska,  
5 Iowa and Mississippi shall establish an advisory board of  
6 not less than 6 residents of public housing or recipients  
7 of section 8 assistance to provide advice and comment to  
8 the public housing agency or other administering entity  
9 on issues related to public housing and section 8. Such  
10 advisory board shall meet not less than quarterly.

11 SEC. 315. The funds made available for Native Alas-  
12 kans under the heading “Native American Housing Block  
13 Grants” in title III of this Act shall be allocated to the  
14 same Native Alaskan housing block grant recipients that  
15 received funds in fiscal year 2005.

16 SEC. 316. No funds provided under this title may be  
17 used for an audit of the Government National Mortgage  
18 Association that makes applicable requirements under the  
19 Federal Credit Reform Act of 1990 (2 U.S.C. 661 et seq.).

20 SEC. 317. Incremental vouchers previously made  
21 available under the heading, “Housing Certificate Fund”  
22 or renewed under the heading, “Tenant-Based Rental As-  
23 sistance”, for family unification shall, to the extent prac-  
24 ticable, continue to be provided for family unification.

1        SEC. 318. Notwithstanding any other provision of  
2 law, the recipient of a grant under section 202b of the  
3 Housing Act of 1959 (12 U.S.C. 1701q–2) after Decem-  
4 ber 26, 2000, in accordance with the unnumbered para-  
5 graph at the end of section 202b(b) of such Act, may, at  
6 its option, establish a single-asset nonprofit entity to own  
7 the project and may lend the grant funds to such entity,  
8 which may be a private nonprofit organization described  
9 in section 831 of the American Homeownership and Eco-  
10 nomic Opportunity Act of 2000.

11        SEC. 319. (a) No assistance shall be provided under  
12 section 8 of the United States Housing Act of 1937 (42  
13 U.S.C. 1437f) to any individual who—

14            (1) is enrolled as a student at an institution of  
15 higher education (as defined under section 102 of  
16 the Higher Education Act of 1965 (20 U.S.C.  
17 1002));

18            (2) is under 24 years of age;

19            (3) is not a veteran;

20            (4) is unmarried;

21            (5) does not have a dependent child; and

22            (6) is not otherwise individually eligible, or has  
23 parents who, individually or jointly, are not eligible,  
24 to receive assistance under section 8 of the United  
25 States Housing Act of 1937 (42 U.S.C. 1437f).

1       (b) For purposes of determining the eligibility of a  
2 person to receive assistance under section 8 of the United  
3 States Housing Act of 1937 (42 U.S.C. 1437f), any finan-  
4 cial assistance (in excess of amounts received for tuition)  
5 that an individual receives under the Higher Education  
6 Act of 1965 (20 U.S.C. 1001 et seq.), from private  
7 sources, or an institution of higher education (as defined  
8 under the Higher Education Act of 1965 (20 U.S.C.  
9 1002)), shall be considered income to that individual, ex-  
10 cept for a person over the age of 23 with dependent chil-  
11 dren.

12       (c) Not later than 30 days after the date of enact-  
13 ment of this Act, the Secretary of Housing and Urban  
14 Development shall issue final regulations to carry out the  
15 provisions of this section.

16       SEC. 320. The Secretary of Housing and Urban De-  
17 velopment shall give priority consideration to applications  
18 from the housing authorities of the Counties of San  
19 Bernardino and Santa Clara and the City of San Jose,  
20 California to participate in the Moving to Work Dem-  
21 onstration Agreement under section 204, title V, of the  
22 Omnibus Consolidated Rescissions and Appropriations Act  
23 of 1996 (Public Law 104–134, April 26, 1996): *Provided*,  
24 That upon turnover, existing requirements on the re-  
25 issuance of Section 8 vouchers shall be maintained to en-

1 sure that not less than 75 percent of all vouchers shall  
2 be made available to extremely low-income families.

3 SEC. 321. The Secretary of Housing and Urban De-  
4 velopment may, notwithstanding any other provision of  
5 law, approve additional Moving to Work Demonstration  
6 Agreements, which are entered into between a public hous-  
7 ing agency and the Secretary under section 204, title V,  
8 of the Omnibus Consolidated Rescissions and Appropria-  
9 tions Act of 1996 (Public Law 104–134, April 26, 1996),  
10 but at no time may the number of active Moving to Work  
11 Demonstration Agreements exceed 32.

12 SEC. 322. For fiscal year 2007 and every fiscal year  
13 thereafter any obligated balances of contract authority or  
14 any obligated balances derived from contract authority  
15 from fiscal year 1974 and prior years shall be deobligated  
16 and cancelled upon contract expiration or termination.

17 SEC. 323. Notwithstanding any other provision of  
18 law, in fiscal year 2007, in managing and disposing of any  
19 multifamily property that is owned or held by the Sec-  
20 retary and is occupied primarily by elderly or disabled  
21 families, the Secretary of Housing and Urban Develop-  
22 ment shall maintain any rental assistance payments under  
23 section 8 of the United States Housing Act of 1937 that  
24 are attached to any dwelling units in the property. To the  
25 extent the Secretary determines that such a multifamily

1 property owned or held by the Secretary is not feasible  
2 for continued rental assistance payments under such sec-  
3 tion 8, the Secretary may, in consultation with the tenants  
4 of that property, contract for project-based rental assist-  
5 ance payments with an owner or owners of other existing  
6 housing properties or provide other rental assistance.

7 SEC. 324. None of the funds appropriated or other-  
8 wise made available by this Act or any other Act may be  
9 used to develop or impose policies or procedures, including  
10 an account structure, that subjects the Government Na-  
11 tional Mortgage Association to the requirements of the  
12 Federal Credit Reform Act of 1990 (2 U.S.C. 661 et seq.).  
13 This section shall not be construed to exempt that entity  
14 from credit subsidy budgeting or from budget presentation  
15 requirements previously adopted.

16 SEC. 325. (a) Paragraph (2) of section 203(b) of the  
17 National Housing Act (12 U.S.C. 1709(b)(2)) is amend-  
18 ed—

19 (1) in subparagraph (A)—

20 (A) by striking the subparagraph designa-  
21 tion and all that follows through the end of  
22 clause (i) and inserting the following:

23 “(A) not to exceed the lesser of—

24 “(i) the median house price in the  
25 area, as determined by the Secretary; or”;

1 (B) in clause (ii)—

2 (i) by striking “87 percent of”;

3 (ii) by striking “for Fiscal Year” and  
4 inserting a comma; and

5 (iii) by striking “48 percent” and in-  
6 serting “65 percent”; and

7 (2) by striking subparagraph (B) and inserting  
8 the following:

9 “(B) not to exceed the appraised value of  
10 the property, plus any initial service charges,  
11 appraisal, inspection and other fees in connec-  
12 tion with the mortgage as approved by the Sec-  
13 retary.”;

14 (b) Paragraph (9) of section 203(b) of the National  
15 Housing Act (12 U.S.C. 1709(b)(9)) is amended by strik-  
16 ing the paragraph designation and all that follows through  
17 “*Provided further*, That for” and inserting the following:

18 “(9) Be executed by a mortgagor who shall  
19 have paid on account of the property, in cash or its  
20 equivalent, an amount, if any, as the Secretary may  
21 determine based on factors determined by the Sec-  
22 retary and commensurate with the likelihood of de-  
23 fault. For”.

24 (c) Section 203(c) of the National Housing Act (12  
25 U.S.C. 1709(c)) is amended—

1           (1) in paragraph (2), in the matter preceding  
2           subparagraph (A), by striking “Notwithstanding”  
3           and inserting “Except as provided in paragraph (3)  
4           and notwithstanding”; and

5           (2) by adding at the end the following new  
6           paragraph:

7           “(3) FLEXIBLE RISK-BASED PREMIUMS.—

8           “(A) IN GENERAL.—For any mortgage insured  
9           by the Secretary under this title that is secured by  
10          a 1- to 4-family dwelling and for which the loan ap-  
11          plication is received by the mortgagor on or after  
12          October 1, 2006, the Secretary may establish a  
13          mortgage insurance premium structure involving a  
14          single premium payment collected prior to the insur-  
15          ance of the mortgage or periodic payments, or both,  
16          without regard to any maximum or minimum pre-  
17          mium amounts set forth in this subsection. The rate  
18          of premium for such a mortgage may vary during  
19          the mortgage term as long as the basis for deter-  
20          mining the variable rate is established before the  
21          execution of the mortgage. The Secretary may  
22          change a premium structure established under this  
23          subparagraph but only to the extent that such  
24          change is not applied to any mortgage already exe-  
25          cuted.

1           “(B) ESTABLISHMENT AND ALTERATION OF  
2       PREMIUM STRUCTURE.—A premium structure shall  
3       be established or changed under subparagraph (A)  
4       only by providing notice to mortgagees and to the  
5       Congress, at least 30 days before the premium  
6       structure is established or changed.

7           “(C) CONSIDERATIONS FOR PREMIUM STRUC-  
8       TURE.—When establishing a premium structure  
9       under subparagraph (A) or when changing such a  
10      premium structure, the Secretary shall consider the  
11      following:

12           “(i) The effect of the proposed premium  
13      structure on the Secretary’s ability to meet the  
14      operational goals of the Mutual Mortgage In-  
15      surance Fund as provided in section 202(a).

16           “(ii) Underwriting variables.

17           “(iii) The extent to which new pricing  
18      under the proposed premium structure has po-  
19      tential for acceptance in the private market.

20           “(iv) The administrative capability of the  
21      Secretary to administer the proposed premium  
22      structure.

23           “(v) The effect of the proposed premium  
24      structure on the Secretary’s ability to maintain

1           the availability of mortgage credit and provide  
2           stability to mortgage markets.”.

3           (d) Section 255 of the National Housing Act (12  
4 U.S.C. 1715z-20) is amended—

5           (1) in subsection (g)—

6           (A) by striking the first sentence; and

7           (B) by striking “established under section  
8           203(b)(2)” and all that follows through “lo-  
9           cated” and inserting “limitation established  
10           under section 305(a)(2) of the Federal Home  
11           Loan Mortgage Corporation Act for a 1-family  
12           residence”; and

13           (2) in subsection (i)(1)(C), by striking “limita-  
14           tions” and inserting “limitation”.

15           (e) The Secretary of Housing and Urban Develop-  
16           ment shall by notice establish any additional requirements  
17           that may be necessary to immediately carry out the provi-  
18           sions of this section. The notice shall take effect upon  
19           issuance.

20           (f) In addition to amounts otherwise made available  
21           by this Act, \$10,000,000 for administrative contract ex-  
22           penses, including amounts to be transferred to the Work-  
23           ing Capital Fund, for Federal Housing Administration  
24           program and systems development for single family mort-  
25           gage insurance.

11 TITLE IV

12 THE JUDICIARY

## THE JUDICIARY

## SALARIES AND EXPENSES

**HR 5576 RH**

## 1 CARE OF THE BUILDING AND GROUNDS

2 For such expenditures as may be necessary to enable  
3 the Architect of the Capitol to carry out the duties im-  
4 posed upon the Architect by the Act approved May 7,  
5 1934 (40 U.S.C. 13a–13b), \$12,959,000, which shall re-  
6 main available until expended.

7 UNITED STATES COURT OF APPEALS FOR THE FEDERAL  
8 CIRCUIT

9 SALARIES AND EXPENSES

10 For salaries of the chief judge, judges, and other offi-  
11 cers and employees, and for necessary expenses of the  
12 court, as authorized by law, \$26,000,000.

13 UNITED STATES COURT OF INTERNATIONAL TRADE

14 SALARIES AND EXPENSES

15 For salaries of the chief judge and eight judges, sala-  
16 ries of the officers and employees of the court, services,  
17 and necessary expenses of the court, as authorized by law,  
18 \$16,182,000.

19 COURTS OF APPEALS, DISTRICT COURTS, AND OTHER

20 JUDICIAL SERVICES

21 SALARIES AND EXPENSES

22 For the salaries of circuit and district judges (includ-  
23 ing judges of the territorial courts of the United States),  
24 justices and judges retired from office or from regular ac-  
25 tive service, judges of the United States Court of Federal

1 Claims, bankruptcy judges, magistrate judges, and all  
2 other officers and employees of the Federal Judiciary not  
3 otherwise specifically provided for, and necessary expenses  
4 of the courts, as authorized by law, \$4,556,114,000 (in-  
5 cluding the purchase of firearms and ammunition); of  
6 which not to exceed \$27,817,000 shall remain available  
7 until expended for space alteration projects and for fur-  
8 niture and furnishings related to new space alteration and  
9 construction projects.

10 In addition, for expenses of the United States Court  
11 of Federal Claims associated with processing cases under  
12 the National Childhood Vaccine Injury Act of 1986 (Pub-  
13 lic Law 99–660), not to exceed \$3,952,000, to be appro-  
14 priated from the Vaccine Injury Compensation Trust  
15 Fund.

#### 16 DEFENDER SERVICES

17 For the operation of Federal Defender organizations;  
18 the compensation and reimbursement of expenses of attor-  
19 neys appointed to represent persons under the Criminal  
20 Justice Act of 1964, as amended (18 U.S.C. 3006A); the  
21 compensation and reimbursement of expenses of persons  
22 furnishing investigative, expert and other services under  
23 the Criminal Justice Act of 1964 (18 U.S.C. 3006A(e));  
24 the compensation (in accordance with Criminal Justice  
25 Act maximums) and reimbursement of expenses of attor-

1 neys appointed to assist the court in criminal cases where  
2 the defendant has waived representation by counsel; the  
3 compensation and reimbursement of travel expenses of  
4 guardians ad litem acting on behalf of financially eligible  
5 minor or incompetent offenders in connection with trans-  
6 fers from the United States to foreign countries with  
7 which the United States has a treaty for the execution  
8 of penal sentences; the compensation of attorneys ap-  
9 pointed to represent jurors in civil actions for the protec-  
10 tion of their employment, as authorized by 28 U.S.C.  
11 1875(d); and for necessary training and general adminis-  
12 trative expenses, \$750,033,000, to remain available until  
13 expended.

14 FEES OF JURORS AND COMMISSIONERS

15 For fees and expenses of jurors as authorized by 28  
16 U.S.C. 1871 and 1876; compensation of jury commis-  
17 sioners as authorized by 28 U.S.C. 1863; and compensa-  
18 tion of commissioners appointed in condemnation cases  
19 pursuant to rule 71A(h) of the Federal Rules of Civil Pro-  
20 cedure (28 U.S.C. Appendix Rule 71A(h)), \$63,079,000,  
21 to remain available until expended: *Provided*, That the  
22 compensation of land commissioners shall not exceed the  
23 daily equivalent of the highest rate payable under section  
24 5332 of title 5, United States Code.

## 1 COURT SECURITY

2 (INCLUDING TRANSFERS OF FUNDS)

3 For necessary expenses, not otherwise provided for,  
4 incident to the provision of protective guard services for  
5 United States courthouses and other facilities housing  
6 Federal court operations, and the procurement, installa-  
7 tion, and maintenance of security systems and equipment  
8 for United States courthouses and other facilities housing  
9 Federal court operations, including building ingress-egress  
10 control, inspection of mail and packages, directed security  
11 patrols, perimeter security, basic security services provided  
12 by the Federal Protective Service, and other similar activi-  
13 ties as authorized by section 1010 of the Judicial Improve-  
14 ment and Access to Justice Act (Public Law 100–702),  
15 \$400,334,000, of which not to exceed \$15,000,000 shall  
16 remain available until expended, to be expended directly  
17 or transferred to the United States Marshals Service,  
18 which shall be responsible for administering the Judicial  
19 Facility Security Program consistent with standards or  
20 guidelines agreed to by the Director of the Administrative  
21 Office of the United States Courts and the Attorney Gen-  
22 eral.

## 1 ADMINISTRATIVE OFFICE OF THE UNITED STATES

## 2 COURTS

## 3 SALARIES AND EXPENSES

4 For necessary expenses of the Administrative Office  
5 of the United States Courts as authorized by law, includ-  
6 ing travel as authorized by 31 U.S.C. 1345, hire of a pas-  
7 senger motor vehicle as authorized by 31 U.S.C. 1343(b),  
8 advertising and rent in the District of Columbia and else-  
9 where, \$73,800,000, of which not to exceed \$8,500 is au-  
10 thorized for official reception and representation expenses.

## 11 FEDERAL JUDICIAL CENTER

## 12 SALARIES AND EXPENSES

13 For necessary expenses of the Federal Judicial Cen-  
14 ter, as authorized by Public Law 90–219, \$23,500,000;  
15 of which \$1,800,000 shall remain available through Sep-  
16 tember 30, 2008, to provide education and training to  
17 Federal court personnel; and of which not to exceed  
18 \$1,500 is authorized for official reception and representa-  
19 tion expenses.

## 20 JUDICIAL RETIREMENT FUNDS

## 21 PAYMENT TO JUDICIARY TRUST FUNDS

22 For payment to the Judicial Officers' Retirement  
23 Fund, as authorized by 28 U.S.C. 377(o), \$54,000,000;  
24 to the Judicial Survivors' Annuities Fund, as authorized  
25 by 28 U.S.C. 376(c), \$800,000; and to the United States

1 Court of Federal Claims Judges' Retirement Fund, as au-  
2 thorized by 28 U.S.C. 178(l), \$3,500,000.

3 UNITED STATES SENTENCING COMMISSION

4 SALARIES AND EXPENSES

5 For the salaries and expenses necessary to carry out  
6 the provisions of chapter 58 of title 28, United States  
7 Code, \$15,500,000, of which not to exceed \$1,000 is au-  
8 thorized for official reception and representation expenses.

9 ADMINISTRATIVE PROVISIONS—THE JUDICIARY

10 (INCLUDING TRANSFER OF FUNDS)

11 SEC. 401. Appropriations and authorizations made in  
12 this title which are available for salaries and expenses shall  
13 be available for services as authorized by 5 U.S.C. 3109.

14 SEC. 402. Not to exceed 5 percent of any appropria-  
15 tion made available for the current fiscal year for the Judi-  
16 ciary in this Act may be transferred between such appropria-  
17 tions, but no such appropriation, except “Courts of  
18 Appeals, District Courts, and Other Judicial Services, De-  
19 fender Services” and “Courts of Appeals, District Courts,  
20 and Other Judicial Services, Fees of Jurors and Commis-  
21 sioners”, shall be increased by more than 10 percent by  
22 any such transfers: *Provided*, That any transfer pursuant  
23 to this section shall be treated as a reprogramming of  
24 funds under sections 805 and 810 of this Act and shall

1 not be available for obligation or expenditure except in  
2 compliance with the procedures set forth in that section.

3 SEC. 403. Notwithstanding any other provision of  
4 law, the salaries and expenses appropriation for “Courts  
5 of Appeals, District Courts, and Other Judicial Services”  
6 shall be available for official reception and representation  
7 expenses of the Judicial Conference of the United States:  
8 *Provided*, That such available funds shall not exceed  
9 \$11,000 and shall be administered by the Director of the  
10 Administrative Office of the United States Courts in the  
11 capacity as Secretary of the Judicial Conference.

12 SEC. 404. Within 90 days of enactment of this Act,  
13 the Administrative Office of the U.S. Courts shall submit  
14 to the Committees on Appropriations a comprehensive fi-  
15 nancial plan for the Judiciary allocating all sources of  
16 available funds including appropriations, fee collections,  
17 and carryover balances, to include a separate and detailed  
18 plan for the Judiciary Information Technology fund.

19 SEC. 405. Section 203(c) of the Judicial Improve-  
20 ments Act of 1990 (Public Law 101–650; 28 U.S.C. 133  
21 note), is amended—

22 (1) in the second sentence, by inserting “the  
23 district of Kansas,” after “Except with respect to”;  
24 and

9 TITLE V  
10 DISTRICT OF COLUMBIA  
11 FEDERAL FUNDS

For a Federal payment to the District of Columbia, to be deposited into a dedicated account, for a nationwide program to be administered by the Mayor, for District of Columbia resident tuition support, \$35,100,000, to remain available until expended: *Provided*, That such funds, including any interest accrued thereon, may be used on behalf of eligible District of Columbia residents to pay an amount based upon the difference between in-State and out-of-State tuition at public institutions of higher education, or to pay up to \$2,500 each year at eligible private institutions of higher education: *Provided further*, That the awarding of such funds may be prioritized on the basis of a resident's academic merit, the income and need of

1 eligible students and such other factors as may be author-  
2 ized: *Provided further*, That the District of Columbia gov-  
3 ernment shall maintain a dedicated account for the Resi-  
4 dent Tuition Support Program that shall consist of the  
5 Federal funds appropriated to the Program in this Act  
6 and any subsequent appropriations, any unobligated bal-  
7 ances from prior fiscal years, and any interest earned in  
8 this or any fiscal year: *Provided further*, That the account  
9 shall be under the control of the District of Columbia  
10 Chief Financial Officer, who shall use those funds solely  
11 for the purposes of carrying out the Resident Tuition Sup-  
12 port Program: *Provided further*, That the Office of the  
13 Chief Financial Officer shall provide a quarterly financial  
14 report to the Committees on Appropriations of the House  
15 of Representatives and Senate for these funds showing,  
16 by object class, the expenditures made and the purpose  
17 therefor: *Provided further*, That not more than \$1,200,000  
18 of the total amount appropriated for this program may  
19 be used for administrative expenses.

20     FEDERAL PAYMENT FOR EMERGENCY PLANNING AND  
21     SECURITY COSTS IN THE DISTRICT OF COLUMBIA

22     For necessary expenses, as determined by the Mayor  
23 of the District of Columbia in written consultation with  
24 the elected county or city officials of surrounding jurisdic-  
25 tions, \$8,533,000, to remain available until expended, to

1 reimburse the District of Columbia for the costs of pro-  
 2 viding public safety at events related to the presence of  
 3 the national capital in the District of Columbia and for  
 4 the costs of providing support to respond to immediate  
 5 and specific terrorist threats or attacks in the District of  
 6 Columbia or surrounding jurisdictions: *Provided*, That any  
 7 amount provided under this heading shall be available only  
 8 after such amount has been apportioned pursuant to chap-  
 9 ter 15 of title 31, United States Code.

10 DISTRICT OF COLUMBIA COURTS

11 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA

12 COURTS

13 For salaries and expenses for the District of Colum-  
 14 bia Courts, \$219,629,000, to be allocated as follows: for  
 15 the District of Columbia Court of Appeals, \$9,401,000,  
 16 of which not to exceed \$1,500 is for official reception and  
 17 representation expenses; for the District of Columbia Su-  
 18 perior Court, \$89,646,000, of which not to exceed \$1,500  
 19 is for official reception and representation expenses; for  
 20 the District of Columbia Court System, \$46,653,000, of  
 21 which not to exceed \$1,500 is for official reception and  
 22 representation expenses; and \$73,929,000, to remain  
 23 available until September 30, 2008, for capital improve-  
 24 ments for District of Columbia courthouse facilities: *Pro-*  
 25 *vided*, That notwithstanding any other provision of law,

1 a single contract or related contracts for development and  
2 construction of facilities may be employed which collec-  
3 tively include the full scope of the project: *Provided fur-*  
4 *ther*, That the solicitation and contract shall contain the  
5 clause “availability of Funds” found at 48 CFR 52.232–  
6 18: *Provided further*, That funds made available for capital  
7 improvements shall be expended consistent with the Gen-  
8 eral Services Administration master plan study and build-  
9 ing evaluation report: *Provided further*, That notwith-  
10 standing any other provision of law, all amounts under  
11 this heading shall be apportioned quarterly by the Office  
12 of Management and Budget and obligated and expended  
13 in the same manner as funds appropriated for salaries and  
14 expenses of other Federal agencies, with payroll and finan-  
15 cial services to be provided on a contractual basis with  
16 the General Services Administration (GSA), and such  
17 services shall include the preparation of monthly financial  
18 reports, copies of which shall be submitted directly by GSA  
19 to the President and to the Committees on Appropriations  
20 of the House of Representatives and Senate, the Com-  
21 mittee on Government Reform of the House of Represent-  
22 atives, and the Committee on Homeland Security and Gov-  
23 ernmental Affairs of the Senate: *Provided further*, That  
24 30 days after providing written notice to the Committees  
25 on Appropriations of the House of Representatives and

8 For payments authorized under section 11–2604 and  
9 section 11–2605, D.C. Official Code (relating to represen-  
10 tation provided under the District of Columbia Criminal  
11 Justice Act), payments for counsel appointed in pro-  
12 ceedings in the Family Court of the Superior Court of the  
13 District of Columbia under chapter 23 of title 16, D.C.  
14 Official Code, or pursuant to contractual agreements to  
15 provide guardian ad litem representation, training, tech-  
16 nical assistance and such other services as are necessary  
17 to improve the quality of guardian ad litem representation,  
18 payments for counsel appointed in adoption proceedings  
19 under chapter 3 of title 16, D.C. Code, and payments for  
20 counsel authorized under section 21–2060, D.C. Official  
21 Code (relating to representation provided under the Dis-  
22 trict of Columbia Guardianship, Protective Proceedings,  
23 and Durable Power of Attorney Act of 1986),  
24 \$43,475,000, to remain available until expended: *Pro-*  
25 *vided.* That the funds provided in this Act under the head-

1 ing “Federal Payment to the District of Columbia Courts”  
2 (other than the \$73,929,000 provided under such heading  
3 for capital improvements for District of Columbia court-  
4 house facilities) may also be used for payments under this  
5 heading: *Provided further*, That in addition to the funds  
6 provided under this heading, the Joint Committee on Ju-  
7 dicial Administration in the District of Columbia may use  
8 funds provided in this Act under the heading “Federal  
9 Payment to the District of Columbia Courts” (other than  
10 the \$73,929,000 provided under such heading for capital  
11 improvements for District of Columbia courthouse facili-  
12 ties), to make payments described under this heading for  
13 obligations incurred during any fiscal year: *Provided fur-*  
14 *ther*, That funds provided under this heading shall be ad-  
15 ministered by the Joint Committee on Judicial Adminis-  
16 tration in the District of Columbia: *Provided further*, That  
17 notwithstanding any other provision of law, this appro-  
18 priation shall be apportioned quarterly by the Office of  
19 Management and Budget and obligated and expended in  
20 the same manner as funds appropriated for expenses of  
21 other Federal agencies, with payroll and financial services  
22 to be provided on a contractual basis with the General  
23 Services Administration (GSA), and such services shall in-  
24 clude the preparation of monthly financial reports, copies  
25 of which shall be submitted directly by GSA to the Presi-

9 For salaries and expenses, including the transfer and  
10 hire of motor vehicles, of the Court Services and Offender  
11 Supervision Agency for the District of Columbia and the  
12 Public Defender Service for the District of Columbia, as  
13 authorized by the National Capital Revitalization and Self-  
14 Government Improvement Act of 1997, \$181,653,000, of  
15 which not to exceed \$2,000 is for official receptions and  
16 representation expenses related to Community Supervision  
17 and Pretrial Services Agency programs; of which not to  
18 exceed \$25,000 is for dues and assessments relating to  
19 the implementation of the Court Services and Offender  
20 Supervision Agency Interstate Supervision Act of 2002;  
21 of which not to exceed \$400,000 for the Community Su-  
22 pervision program and \$160,000 for the Pretrial Services  
23 program, both to remain available until September 30,  
24 2008, are for Information Technology infrastructure en-  
25 hancement acquisitions; of which \$135,457,000 shall be

1 for necessary expenses of Community Supervision and Sex  
2 Offender Registration, to include expenses relating to the  
3 supervision of adults subject to protection orders or the  
4 provision of services for or related to such persons; of  
5 which \$46,196,000 shall be available to the Pretrial Serv-  
6 ices Agency: *Provided*, That notwithstanding any other  
7 provision of law, all amounts under this heading shall be  
8 apportioned quarterly by the Office of Management and  
9 Budget and obligated and expended in the same manner  
10 as funds appropriated for salaries and expenses of other  
11 Federal agencies: *Provided further*, That the Director is  
12 authorized to accept and use gifts in the form of in-kind  
13 contributions of space and hospitality to support offender  
14 and defendant programs, and equipment and vocational  
15 training services to educate and train offenders and de-  
16 fendants: *Provided further*, That the Director shall keep  
17 accurate and detailed records of the acceptance and use  
18 of any gift or donation under the previous proviso, and  
19 shall make such records available for audit and public in-  
20 spection: *Provided further*, That the Court Services and  
21 Offender Supervision Agency Director is authorized to ac-  
22 cept and use reimbursement from the D.C. Government  
23 for space and services provided on a cost reimbursable  
24 basis.

1 FEDERAL PAYMENT TO DISTRICT OF COLUMBIA PUBLIC  
2 DEFENDER SERVICE

3 For salaries and expenses of the District of Columbia  
4 Public Defender Service, \$32,710,000: *Provided*, That  
5 notwithstanding any other provision of law, all amounts  
6 under this heading shall be apportioned quarterly by the  
7 Office of Management and Budget and obligated and ex-  
8 pended in the same manner as funds appropriated for sal-  
9 aries and expenses of other Federal agencies.

10 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA  
11 WATER AND SEWER AUTHORITY

12 For a Federal payment to the District of Columbia  
13 Water and Sewer Authority, \$7,000,000, to remain avail-  
14 able until expended, to continue implementation of the  
15 Combined Sewer Overflow Long-Term Plan: *Provided*,  
16 That the District of Columbia Water and Sewer Authority  
17 provides a 100 percent match for this payment.

18 FEDERAL PAYMENT TO THE CRIMINAL JUSTICE  
19 COORDINATING COUNCIL

20 For a Federal payment to the Criminal Justice Co-  
21 ordinating Council, \$1,300,000, to remain available until  
22 expended, to support initiatives related to the coordination  
23 of Federal and local criminal justice resources in the Dis-  
24 trict of Columbia.

1     FEDERAL PAYMENT TO THE OFFICE OF THE CHIEF  
2     FINANCIAL OFFICER OF THE DISTRICT OF COLUMBIA

3         For a Federal payment to the Office of the Chief Fi-  
4 nancial Officer of the District of Columbia, \$5,000,000:  
5 *Provided*, That these funds shall be available for the  
6 projects and in the amounts specified in the Statement  
7 of the Managers on the conference report accompanying  
8 this Act: *Provided further*, That each entity that receives  
9 funding under this heading shall submit to the Office of  
10 the Chief Financial Officer of the District of Columbia  
11 (CFO) a budget and a report on the activities to be carried  
12 out with such funds no later than March 15, 2007, and  
13 the CFO shall submit a comprehensive report to the Com-  
14 mittees on Appropriations of the House of Representatives  
15 and the Senate no later than June 1, 2007.

16     FEDERAL PAYMENT FOR SCHOOL IMPROVEMENT

17         For a Federal payment for a school improvement pro-  
18 gram in the District of Columbia, \$40,800,000, to be allo-  
19 cated as follows: for the District of Columbia Public  
20 Schools, \$13,000,000 to improve public school education  
21 in the District of Columbia; for the State Education Of-  
22 fice, \$13,000,000 to expand quality public charter schools  
23 in the District of Columbia, to remain available until Sep-  
24 tember 30, 2008; for the Secretary of the Department of  
25 Education, \$14,800,000 to provide opportunity scholar-

1 ships for students in the District of Columbia in accord-  
 2 ance with division C, title III of the District of Columbia  
 3 Appropriations Act, 2004 (Public Law 108–199; 118 Stat.  
 4 126), of which up to \$1,800,000 may be used to admin-  
 5 ister and fund assessments.

# 6 DISTRICT OF COLUMBIA FUNDS

7 The following amounts are appropriated for the Dis-  
 8 trict of Columbia for the current fiscal year out of the  
 9 general fund of the District of Columbia, except as other-  
 10 wise specifically provided: *Provided*, That notwithstanding  
 11 any other provision of law, except as provided in section  
 12 450A of the District of Columbia Home Rule Act (D.C.  
 13 Official Code, section 1–204.50a) and provisions of this  
 14 Act, the total amount appropriated in this Act for oper-  
 15 ating expenses for the District of Columbia for fiscal year  
 16 2007 under this heading shall not exceed the lesser of the  
 17 sum of the total revenues of the District of Columbia for  
 18 such fiscal year or \$8,996,915,000 (of which  
 19 \$5,079,758,000 shall be from local funds,  
 20 \$2,011,321,000 shall be from Federal grant funds,  
 21 \$1,897,951,000 shall be from other funds, and  
 22 \$7,885,000 shall be from private funds), in addition,  
 23 \$170,052,000 from funds previously appropriated in this  
 24 Act as Federal payments: *Provided further*, That of the  
 25 local funds, \$175,292,000 shall be derived from the Dis-

1 triet’s general fund balance: *Provided further*, That of  
2 these funds the District’s intradistrict authority shall be  
3 \$523,004,000: *Provided further*, That in addition for cap-  
4 ital construction projects there is appropriated an in-  
5 crease of \$2,400,757,000, of which \$1,756,306,000 shall  
6 be from local funds, \$54,281,000 from Highway Trust  
7 funds, \$52,000,000 from the Local Street Maintenance  
8 fund, \$15,000,000 from revenue bonds, \$18,200,000  
9 from Certificates of Participation financing, \$63,000,000  
10 from financing for construction of a baseball stadium,  
11 \$229,970,000 from Federal grant funds, and a rescission  
12 of \$65,859,000 from local funds appropriated under this  
13 heading in prior years, for a net amount of  
14 \$2,334,898,000, to remain available until expended: *Pro-*  
15 *vided further*, That the amounts provided under this  
16 heading are to be subject to the provisions of and allo-  
17 cated and expended as proposed under “Title II—Dis-  
18 triet of Columbia Funds” of the Fiscal Year 2007 Pro-  
19 posed Budget and Financial Plan submitted to the Con-  
20 gress of the United States by the District of Columbia  
21 in June 2006: *Provided further*, That this amount may  
22 be increased by proceeds of one-time transactions, which  
23 are expended for emergency or unanticipated operating or  
24 capital needs: *Provided further*, That such increases shall  
25 be approved by enactment of local District law and shall

1 comply with all reserve requirements contained in the  
2 District of Columbia Home Rule Act as amended by this  
3 Act: *Provided further*, That the Chief Financial Officer of  
4 the District of Columbia shall take such steps as are nec-  
5 essary to assure that the District of Columbia meets  
6 these requirements, including the apportioning by the  
7 Chief Financial Officer of the appropriations and funds  
8 made available to the District during fiscal year 2007,  
9 except that the Chief Financial Officer may not repro-  
10 gram for operating expenses any funds derived from  
11 bonds, notes, or other obligations issued for capital  
12 projects.

### 13 GENERAL PROVISIONS

#### 14 (INCLUDING TRANSFER OF FUNDS)

15 SEC. 501. Whenever in this Act, an amount is speci-  
16 fied within an appropriation for particular purposes or ob-  
17 jects of expenditure, such amount, unless otherwise speci-  
18 fied, shall be considered as the maximum amount that  
19 may be expended for said purpose or object rather than  
20 an amount set apart exclusively therefor.

21 SEC. 502. Appropriations in this Act shall be avail-  
22 able for expenses of travel and for the payment of dues  
23 of organizations concerned with the work of the District  
24 of Columbia government, when authorized by the Mayor,  
25 or, in the case of the Council of the District of Columbia,

1 funds may be expended with the authorization of the  
2 Chairman of the Council.

3 SEC. 503. There are appropriated from the applicable  
4 funds of the District of Columbia such sums as may be  
5 necessary for making refunds and for the payment of legal  
6 settlements or judgments that have been entered against  
7 the District of Columbia government.

8 SEC. 504. (a) Except as provided in subsection (b),  
9 no part of this appropriation shall be used for publicity  
10 or propaganda purposes or implementation of any policy  
11 including boycott designed to support or defeat legislation  
12 pending before Congress or any State legislature.

13 (b) The District of Columbia may use local funds pro-  
14 vided in this title to carry out lobbying activities on any  
15 matter other than—

16 (1) the promotion or support of any boycott; or

17 (2) statehood for the District of Columbia or  
18 voting representation in Congress for the District of  
19 Columbia.

20 (c) Nothing in this section may be construed to pro-  
21 hibit any elected official from advocating with respect to  
22 any of the issues referred to in subsection (b).

23 SEC. 505. (a) None of the funds provided under this  
24 title to the agencies funded by this title, both Federal and  
25 District government agencies, that remain available for

1 obligation or expenditure in fiscal year 2007, or provided  
2 from any accounts in the Treasury of the United States  
3 derived by the collection of fees available to the agencies  
4 funded by this title, shall be available for obligation or ex-  
5 penditures for an agency through a reprogramming of  
6 funds which—

7 (1) creates new programs;

8 (2) eliminates a program, project, or responsi-  
9 bility center;

10 (3) establishes or changes allocations specifi-  
11 cally denied, limited or increased under this Act;

12 (4) increases funds or personnel by any means  
13 for any program, project, or responsibility center for  
14 which funds have been denied or restricted;

15 (5) reestablishes any program or project pre-  
16 viously deferred through reprogramming;

17 (6) augments any existing program, project, or  
18 responsibility center through a reprogramming of  
19 funds in excess of \$3,000,000 or 10 percent, which-  
20 ever is less; or

21 (7) increases by 20 percent or more personnel  
22 assigned to a specific program, project or responsi-  
23 bility center, unless in the case of federal funds, the  
24 Committees on Appropriations of the House of Rep-  
25 resentatives and Senate are notified in writing 15

1 days in advance of the reprogramming and in the  
2 case of local funds, the Committees on Appropria-  
3 tions of the House of Representatives and Senate  
4 are provided summary reports on April 1, 2007 and  
5 October 1, 2007, setting forth detailed information  
6 regarding each such local funds reprogramming con-  
7 ducted subject to this subsection.

8 (b) None of the local funds contained in this Act may  
9 be available for obligation or expenditure for an agency  
10 through a transfer of any local funds in excess of  
11 \$3,000,000 from one appropriation heading to another un-  
12 less the Committees on Appropriations of the House of  
13 Representatives and Senate are provided summary reports  
14 on April 1, 2007 and October 1, 2007, setting forth de-  
15 tailed information regarding each reprogramming con-  
16 ducted subject to this subsection, except that in no event  
17 may the amount of any funds transferred exceed 4 percent  
18 of the local funds in the appropriations.

19 (c) The District of Columbia Government is author-  
20 ized to approve and execute reprogramming and transfer  
21 requests of local funds under this title through September  
22 30, 2007.

23 SEC. 506. Consistent with the provisions of section  
24 1301(a) of title 31, United States Code, appropriations  
25 under this Act shall be applied only to the objects for

1 which the appropriations were made except as otherwise  
2 provided by law.

3       SEC. 507. (a) Notwithstanding any other provisions  
4 of law, the provisions of the District of Columbia Govern-  
5 ment Comprehensive Merit Personnel Act of 1978 (D.C.  
6 Law 2–139; sec. 1–601.01 et seq., D.C. Official Code),  
7 enacted pursuant to section 422(3) of the District of Co-  
8 lumbia Home Rule Act (sec. 1–204.22(3), D.C. Official  
9 Code), shall apply with respect to the compensation of Dis-  
10 trict of Columbia employees. For pay purposes, employees  
11 of the District of Columbia government shall not be sub-  
12 ject to the provisions of title 5, United States Code.

13       (b) Notwithstanding section 8344(a) of title 5,  
14 United States Code, the amendment made by section 2  
15 of the District Government Reemployed Annuitant Offset  
16 Elimination Amendment Act of 2004 (D.C. Law 15–207)  
17 shall apply with respect to any individual employed in an  
18 appointive or elective position with the District of Colum-  
19 bia government after December 7, 2004.

20       SEC. 508. No later than 30 days after the end of the  
21 first quarter of fiscal year 2007, the Mayor of the District  
22 of Columbia shall submit to the Council of the District  
23 of Columbia and the Committees on Appropriations of the  
24 House of Representatives and Senate the new fiscal year  
25 2007 revenue estimates as of the end of such quarter.

1 These estimates shall be used in the budget request for  
2 fiscal year 2008. The officially revised estimates at mid-  
3 year shall be used for the midyear report.

4 SEC. 509. No sole source contract with the District  
5 of Columbia government or any agency thereof may be re-  
6 newed or extended without opening that contract to the  
7 competitive bidding process as set forth in section 303 of  
8 the District of Columbia Procurement Practices Act of  
9 1985 (D.C. Law 6–85; D.C. Official Code, section 2–  
10 303.03), except that the District of Columbia government  
11 or any agency thereof may renew or extend sole source  
12 contracts for which competition is not feasible or practical,  
13 but only if the determination as to whether to invoke the  
14 competitive bidding process has been made in accordance  
15 with duly promulgated rules and procedures and has been  
16 reviewed and certified by the Chief Financial Officer of  
17 the District of Columbia.

18 SEC. 510. None of the Federal funds provided in this  
19 Act may be used by the District of Columbia to provide  
20 for salaries, expenses, or other costs associated with the  
21 offices of United States Senator or United States Rep-  
22 resentative under section 4(d) of the District of Columbia  
23 Statehood Constitutional Convention Initiatives of 1979  
24 (D.C. Law 3–171; D.C. Official Code, section 1–123).

1        SEC. 511. None of the Federal funds made available  
2 in this Act may be used to implement or enforce the  
3 Health Care Benefits Expansion Act of 1992 (D.C. Law  
4 9–114; D.C. Official Code, section 32–701 et seq.) or to  
5 otherwise implement or enforce any system of registration  
6 of unmarried, cohabiting couples, including but not limited  
7 to registration for the purpose of extending employment,  
8 health, or governmental benefits to such couples on the  
9 same basis that such benefits are extended to legally mar-  
10 ried couples.

11        SEC. 512. (a) Notwithstanding any other provision  
12 of this Act, the Mayor, in consultation with the Chief Fi-  
13 nancial Officer of the District of Columbia may accept,  
14 obligate, and expend Federal, private, and other grants  
15 received by the District government that are not reflected  
16 in the amounts appropriated in this Act.

17        (b)(1) No such Federal, private, or other grant may  
18 be obligated, or expended pursuant to subsection (a)  
19 until—

20                (A) the Chief Financial Officer of the District  
21 of Columbia submits to the Council a report setting  
22 forth detailed information regarding such grant; and

23                (B) the Council has reviewed and approved the  
24 obligation, and expenditure of such grant.

1       (2) For purposes of paragraph (1)(B), the Council  
2 shall be deemed to have reviewed and approved the obliga-  
3 tion, and expenditure of a grant if—

4           (A) no written notice of disapproval is filed with  
5 the Secretary of the Council within 14 calendar days  
6 of the receipt of the report from the Chief Financial  
7 Officer under paragraph (1)(A); or

8           (B) if such a notice of disapproval is filed with-  
9 in such deadline, the Council does not by resolution  
10 disapprove the obligation, or expenditure of the  
11 grant within 30 calendar days of the initial receipt  
12 of the report from the Chief Financial Officer under  
13 paragraph (1)(A).

14       (c) No amount may be obligated or expended from  
15 the general fund or other funds of the District of Colum-  
16 bia government in anticipation of the approval or receipt  
17 of a grant under subsection (b)(2) or in anticipation of  
18 the approval or receipt of a Federal, private, or other  
19 grant not subject to such subsection.

20       (d) The Chief Financial Officer of the District of Co-  
21 lumbia may adjust the budget for Federal, private, and  
22 other grants received by the District government reflected  
23 in the amounts appropriated in this title, or approved and  
24 received under subsection (b)(2) to reflect a change in the  
25 actual amount of the grant.

1       (e) The Chief Financial Officer of the District of Co-  
2 lumbia shall prepare a quarterly report setting forth de-  
3 tailed information regarding all Federal, private, and  
4 other grants subject to this section. Each such report shall  
5 be submitted to the Council of the District of Columbia,  
6 to the Committees on Appropriations of the House of Rep-  
7 resentatives and Senate, not later than 15 days after the  
8 end of the quarter covered by the report.

9       SEC. 513. (a) Except as otherwise provided in this  
10 section, none of the funds made available by this Act or  
11 by any other Act may be used to provide any officer or  
12 employee of the District of Columbia with an official vehi-  
13 cle unless the officer or employee uses the vehicle only in  
14 the performance of the officer's or employee's official du-  
15 ties. For purposes of this paragraph, the term "official  
16 duties" does not include travel between the officer's or em-  
17 ployee's residence and workplace, except in the case of—

18               (1) an officer or employee of the Metropolitan  
19 Police Department who resides in the District of Co-  
20 lumbia or is otherwise designated by the Chief of the  
21 Department;

22               (2) at the discretion of the Fire Chief, an offi-  
23 cer or employee of the District of Columbia Fire and  
24 Emergency Medical Services Department who re-  
25 sides in the District of Columbia and is on call 24

1 hours a day or is otherwise designated by the Fire  
2 Chief;

3 (3) the Mayor of the District of Columbia; and

4 (4) the Chairman of the Council of the District  
5 of Columbia.

6 (b) The Chief Financial Officer of the District of Co-  
7 lumbia shall submit by March 1, 2007, an inventory, as  
8 of September 30, 2006, of all vehicles owned, leased or  
9 operated by the District of Columbia government. The in-  
10 ventory shall include, but not be limited to, the depart-  
11 ment to which the vehicle is assigned; the year and make  
12 of the vehicle; the acquisition date and cost; the general  
13 condition of the vehicle; annual operating and mainte-  
14 nance costs; current mileage; and whether the vehicle is  
15 allowed to be taken home by a District officer or employee  
16 and if so, the officer or employee's title and resident loca-  
17 tion.

18 SEC. 514. None of the funds contained in this Act  
19 may be used for purposes of the annual independent audit  
20 of the District of Columbia government for fiscal year  
21 2007 unless—

22 (1) the audit is conducted by the Inspector  
23 General of the District of Columbia, in coordination  
24 with the Chief Financial Officer of the District of  
25 Columbia, pursuant to section 208(a)(4) of the Dis-

1        trict of Columbia Procurement Practices Act of  
2        1985 (D.C. Official Code, section 2–302.8); and

3            (2) the audit includes as a basic financial state-  
4        ment a comparison of audited actual year-end re-  
5        sults with the revenues submitted in the budget doc-  
6        ument for such year and the appropriations enacted  
7        into law for such year using the format, terminology,  
8        and classifications contained in the law making the  
9        appropriations for the year and its legislative his-  
10       tory.

11       SEC. 515. (a) None of the funds contained in this  
12       Act may be used by the District of Columbia Corporation  
13       Counsel or any other officer or entity of the District gov-  
14       ernment to provide assistance for any petition drive or civil  
15       action which seeks to require Congress to provide for vot-  
16       ing representation in Congress for the District of Colum-  
17       bia.

18       (b) Nothing in this section bars the District of Co-  
19       lumbia Corporation Counsel from reviewing or com-  
20       menting on briefs in private lawsuits, or from consulting  
21       with officials of the District government regarding such  
22       lawsuits.

23       SEC. 516. (a) None of the funds contained in this  
24       Act may be used for any program of distributing sterile

1 needles or syringes for the hypodermic injection of any ille-  
2 gal drug.

3 (b) Any individual or entity who receives any funds  
4 contained in this Act and who carries out any program  
5 described in subsection (a) shall account for all funds used  
6 for such program separately from any funds contained in  
7 this Act.

8 SEC. 517. None of the funds contained in this Act  
9 may be used after the expiration of the 60-day period that  
10 begins on the date of the enactment of this Act to pay  
11 the salary of any chief financial officer of any office of  
12 the District of Columbia government (including any inde-  
13 pendent agency of the District of Columbia) who has not  
14 filed a certification with the Mayor and the Chief Finan-  
15 cial Officer of the District of Columbia that the officer  
16 understands the duties and restrictions applicable to the  
17 officer and the officer's agency as a result of this Act (and  
18 the amendments made by this Act), including any duty  
19 to prepare a report requested either in the Act or in any  
20 of the reports accompanying the Act and the deadline by  
21 which each report must be submitted: *Provided*, That the  
22 Chief Financial Officer of the District of Columbia shall  
23 provide to the Committees on Appropriations of the House  
24 of Representatives and Senate by April 1, 2007 and Octo-

ber 1, 2007, a summary list showing each report, the due date, and the date submitted to the Committees.

SEC. 518. Nothing in this Act may be construed to prevent the Council or Mayor of the District of Columbia from addressing the issue of the provision of contraceptive coverage by health insurance plans, but it is the intent of Congress that any legislation enacted on such issue should include a “conscience clause” which provides exceptions for religious beliefs and moral convictions.

SEC. 519. The Mayor of the District of Columbia shall submit to the Committees on Appropriations of the House of Representatives and Senate, the Committee on Government Reform of the House of Representatives, and the Committee on Governmental Affairs of the Senate quarterly reports addressing—

(1) crime, including the homicide rate, implementation of community policing, the number of police officers on local beats, and the closing down of open-air drug markets;

(2) access to substance and alcohol abuse treatment, including the number of treatment slots, the number of people served, the number of people on waiting lists, and the effectiveness of treatment programs;

1           (3) management of parolees and pre-trial vio-  
2           lent offenders, including the number of halfway  
3           houses escapes and steps taken to improve moni-  
4           toring and supervision of halfway house residents to  
5           reduce the number of escapes to be provided in con-  
6           sultation with the Court Services and Offender Su-  
7           pervision Agency for the District of Columbia;

8           (4) education, including access to special edu-  
9           cation services and student achievement to be pro-  
10          vided in consultation with the District of Columbia  
11          Public Schools and the District of Columbia public  
12          charter schools;

13          (5) improvement in basic District services, in-  
14          cluding rat control and abatement;

15          (6) application for and management of Federal  
16          grants, including the number and type of grants for  
17          which the District was eligible but failed to apply  
18          and the number and type of grants awarded to the  
19          District but for which the District failed to spend  
20          the amounts received; and

21          (7) indicators of child well-being.

22          SEC. 520. (a) No later than 30 calendar days after  
23          the date of the enactment of this Act, the Chief Financial  
24          Officer of the District of Columbia shall submit to the ap-  
25          propriate committees of Congress, the Mayor, and the

1 Council of the District of Columbia a revised appropriated  
2 funds operating budget in the format of the budget that  
3 the District of Columbia government submitted pursuant  
4 to section 442 of the District of Columbia Home Rule Act  
5 (D.C. Official Code, section 1–204.42), for all agencies of  
6 the District of Columbia government for fiscal year 2007  
7 that is in the total amount of the approved appropriation  
8 and that realigns all budgeted data for personal services  
9 and other-than-personal-services, respectively, with antici-  
10 pated actual expenditures.

11 (b) This section shall apply only to an agency where  
12 the Chief Financial Officer of the District of Columbia  
13 certifies that a reallocation is required to address unantici-  
14 pated changes in program requirements.

15 SEC. 521. (a) None of the funds contained in this  
16 Act may be made available to pay—

17 (1) the fees of an attorney who represents a  
18 party in an action or an attorney who defends an ac-  
19 tion brought against the District of Columbia Public  
20 Schools under the Individuals with Disabilities Edu-  
21 cation Act (20 U.S.C. 1400 et seq.) in excess of  
22 \$4,000 for that action; or

23 (2) the fees of an attorney or firm whom the  
24 Chief Financial Officer of the District of Columbia  
25 determines to have a pecuniary interest, either

1 through an attorney, officer, or employee of the  
2 firm, in any special education diagnostic services,  
3 schools, or other special education service providers.

4 (b) In this section, the term “action” includes an ad-  
5 ministrative proceeding and any ensuing or related pro-  
6 ceedings before a court of competent jurisdiction.

7 SEC. 522. The Chief Financial Officer of the District  
8 of Columbia shall require attorneys in special education  
9 cases brought under the Individuals with Disabilities Edu-  
10 cation Act (IDEA) in the District of Columbia to certify  
11 in writing that the attorney or representative rendered any  
12 and all services for which they receive awards, including  
13 those received under a settlement agreement or as part  
14 of an administrative proceeding, under the IDEA from the  
15 District of Columbia. As part of the certification, the Chief  
16 Financial Officer of the District of Columbia shall require  
17 all attorneys in IDEA cases to disclose any financial, cor-  
18 porate, legal, memberships on boards of directors, or other  
19 relationships with any special education diagnostic serv-  
20 ices, schools, or other special education service providers  
21 to which the attorneys have referred any clients as part  
22 of this certification. The Chief Financial Officer shall pre-  
23 pare and submit quarterly reports to the Committees on  
24 Appropriations of the House of Representatives and Sen-  
25 ate on the certification of and the amount paid by the gov-

1 ernment of the District of Columbia, including the District  
2 of Columbia Public Schools, to attorneys in cases brought  
3 under IDEA. The Inspector General of the District of Co-  
4 lumbia may conduct investigations to determine the accu-  
5 racy of the certifications.

6 SEC. 523. The amount appropriated by this Act may  
7 be increased by no more than \$42,000,000 from funds  
8 identified in the comprehensive annual financial report as  
9 the District's fiscal year 2006 unexpended general fund  
10 surplus. The District may obligate and expend these  
11 amounts only in accordance with the following conditions:

12 (1) The Chief Financial Officer of the District  
13 of Columbia shall certify that the use of any such  
14 amounts is not anticipated to have a negative impact  
15 on the District's long-term financial, fiscal, and eco-  
16 nomic vitality.

17 (2) The District of Columbia may only use  
18 these funds for the following expenditures:

19 (A) One-time expenditures.

20 (B) Expenditures to avoid deficit spending.

21 (C) Debt Reduction.

22 (D) Program needs.

23 (E) Expenditures to avoid revenue short-  
24 falls.

1           (3) The amounts shall be obligated and ex-  
2       pended in accordance with laws enacted by the  
3       Council in support of each such obligation or ex-  
4       penditure.

5           (4) The amounts may not be used to fund the  
6       agencies of the District of Columbia government  
7       under court ordered receivership.

8           (5) The amounts may not be obligated or ex-  
9       pended unless the Mayor notifies the Committees on  
10      Appropriations of the House of Representatives and  
11      Senate not fewer than 30 days in advance of the ob-  
12      ligation or expenditure.

13      SEC. 524. (a) To account for an unanticipated growth  
14      of revenue collections, the amount appropriated as District  
15      of Columbia Funds pursuant to this Act may be in-  
16      creased—

17           (1) by an aggregate amount of not more than  
18      25 percent, in the case of amounts proposed to be  
19      allocated as “Other-Type Funds” in the Fiscal Year  
20      2007 Proposed Budget and Financial Plan sub-  
21      mitted to Congress by the District of Columbia; and

22           (2) by an aggregate amount of not more than  
23      6 percent, in the case of any other amounts pro-  
24      posed to be allocated in such Proposed Budget and  
25      Financial Plan.

1       (b) The District of Columbia may obligate and ex-  
2 pend any increase in the amount of funds authorized  
3 under this section only in accordance with the following  
4 conditions:

5           (1) The Chief Financial Officer of the District  
6 of Columbia shall certify—

7               (A) the increase in revenue; and

8               (B) that the use of the amounts is not an-  
9 ticipated to have a negative impact on the long-  
10 term financial, fiscal, or economic health of the  
11 District.

12          (2) The amounts shall be obligated and ex-  
13 pended in accordance with laws enacted by the  
14 Council of the District of Columbia in support of  
15 each such obligation and expenditure, consistent  
16 with the requirements of this Act.

17          (3) The amounts may not be used to fund any  
18 agencies of the District government operating under  
19 court-ordered receivership.

20          (4) The amounts may not be obligated or ex-  
21 pended unless the Mayor has notified the Commit-  
22 tees on Appropriations of the House of Representa-  
23 tives and Senate not fewer than 30 days in advance  
24 of the obligation or expenditure.

1        SEC. 525. The Chief Financial Officer for the District  
2 of Columbia may, for the purpose of cash flow manage-  
3 ment, conduct short-term borrowing from the emergency  
4 reserve fund and from the contingency reserve fund estab-  
5 lished under section 450A of the District of Columbia  
6 Home Rule Act (Public Law 93–198): *Provided*, That the  
7 amount borrowed shall not exceed 50 percent of the total  
8 amount of funds contained in both the emergency and con-  
9 tingency reserve funds at the time of borrowing: *Provided*  
10 *further*, That the borrowing shall not deplete either fund  
11 by more than 50 percent: *Provided further*, That 100 per-  
12 cent of the funds borrowed shall be replenished within 9  
13 months of the time of the borrowing or by the end of the  
14 fiscal year, whichever occurs earlier: *Provided further*,  
15 That in the event that short-term borrowing has been con-  
16 ducted and the emergency or the contingency funds are  
17 later depleted below 50 percent as a result of an emer-  
18 gency or contingency, an amount equal to the amount nec-  
19 essary to restore reserve levels to 50 percent of the total  
20 amount of funds contained in both the emergency and con-  
21 tingency reserve fund must be replenished from the  
22 amount borrowed within 60 days.

23        SEC. 526. (a) None of the funds contained in this  
24 Act may be used to enact or carry out any law, rule, or  
25 regulation to legalize or otherwise reduce penalties associ-

1 ated with the possession, use, or distribution of any sched-  
2 ular I substance under the Controlled Substances Act (21  
3 U.S.C. 802) or any tetrahydrocannabinols derivative.

4 (b) The Legalization of Marijuana for Medical Treat-  
5 ment Initiative of 1998, also known as Initiative 59, ap-  
6 proved by the electors of the District of Columbia on No-  
7 vember 3, 1998, shall not take effect.

8 SEC. 527. None of the funds appropriated under this  
9 Act shall be expended for any abortion except where the  
10 life of the mother would be endangered if the fetus were  
11 carried to term or where the pregnancy is the result of  
12 an act of rape or incest.

13 SEC. 528. The authority that the Chief Financial Of-  
14 ficer of the District of Columbia exercised with respect to  
15 personnel and the preparation of fiscal impact statements  
16 during a control period (as defined in Public Law 104–  
17 8) shall remain in effect until September 30, 2007.

18 SEC. 529. The entire process used by the Chief Fi-  
19 nancial Officer to acquire any and all kinds of goods,  
20 works and services by any contractual means, including  
21 but not limited to purchase, lease or rental, shall be ex-  
22 empt from all of the provisions of the District of Colum-  
23 bia’s Procurement Practices Act of 1985: *Provided*, That  
24 provisions made by this section shall take effect as if en-

1 acted in D.C. Law 11–259 and shall remain in effect until  
2 September 30, 2007.

3 SEC. 530. (a) DIRECT APPROPRIATION.—Section  
4 307(a) of the District of Columbia Court Reform and  
5 Criminal Procedure Act of 1970 (sec. 2—1607(a), D.C.  
6 Official Code) is amended by striking the first 2 sentences  
7 and inserting the following: “There are authorized to be  
8 appropriated to the Service in each fiscal year such funds  
9 as may be necessary to carry out this chapter.”.

10 (b) CONFORMING AMENDMENT.—Section 11233 of  
11 the Balanced Budget Act of 1997 (sec. 24—133, D.C. Of-  
12 ficial Code) is amended by striking subsection (f).

13 (c) EFFECTIVE DATE.—The amendments made by  
14 this section shall apply with respect to fiscal year 2007  
15 and each succeeding fiscal year.

16 SEC. 531. (a) The item relating to “Federal Payment  
17 for School Improvement” in the District of Columbia Ap-  
18 propriations Act, 2006 (Public Law 109–115; 119 Stat.  
19 2512) is amended by striking “\$13,000,000 to expand  
20 quality public charter schools in the District of Columbia,  
21 to remain available until September 30, 2007” and insert-  
22 ing the following: “\$13,000,000 to expand quality public  
23 charter schools in the District of Columbia, of which  
24 \$4,000,000 shall be for the direct loan fund and shall re-  
25 main available until expended, \$2,000,000 shall be for

1 credit enhancement and shall remain available until ex-  
2 pended, and the remainder shall remain available until  
3 September 30, 2007”.

4 (b) The amendment made by subsection (a) shall take  
5 effect as if included in the enactment of the District of  
6 Columbia Appropriations Act, 2006.

7 SEC. 532. Except as expressly provided otherwise,  
8 any reference to “this Act” contained in this division shall  
9 be treated as referring only to the provisions of this title.

10 This title may be cited as the “District of Columbia  
11 Appropriations Act, 2007”.

12 TITLE VI  
13 EXECUTIVE OFFICE OF THE PRESIDENT AND  
14 FUNDS APPROPRIATED TO THE PRESIDENT  
15 COMPENSATION OF THE PRESIDENT

16 For compensation of the President, including an ex-  
17 pense allowance at the rate of \$50,000 per annum as au-  
18 thorized by 3 U.S.C. 102, \$450,000: *Provided*, That none  
19 of the funds made available for official expenses shall be  
20 expended for any other purpose and any unused amount  
21 shall revert to the Treasury pursuant to section 1552 of  
22 title 31, United States Code.

## 1 WHITE HOUSE OFFICE

## 2 SALARIES AND EXPENSES

3 For necessary expenses for the White House as au-  
4 thorized by law, including not to exceed \$3,850,000 for  
5 services as authorized by 5 U.S.C. 3109 and 3 U.S.C. 105;  
6 subsistence expenses as authorized by 3 U.S.C. 105, which  
7 shall be expended and accounted for as provided in that  
8 section; hire of passenger motor vehicles, newspapers,  
9 periodicals, teletype news service, and travel (not to exceed  
10 \$100,000 to be expended and accounted for as provided  
11 by 3 U.S.C. 103); and not to exceed \$19,000 for official  
12 entertainment expenses, to be available for allocation with-  
13 in the Executive Office of the President, \$51,952,000:  
14 *Provided*, That of the funds appropriated under this head-  
15 ing, up to \$1,500,000 shall be for the Privacy and Civil  
16 Liberties Oversight Board.

## 17 EXECUTIVE RESIDENCE AT THE WHITE HOUSE

## 18 OPERATING EXPENSES

19 For the care, maintenance, repair and alteration, re-  
20 furnishing, improvement, heating, and lighting, including  
21 electric power and fixtures, of the Executive Residence at  
22 the White House and official entertainment expenses of  
23 the President, \$12,041,000, to be expended and accounted  
24 for as provided by 3 U.S.C. 105, 109, 110, and 112–114.

## REIMBURSABLE EXPENSES

For the reimbursable expenses of the Executive Residence at the White House, such sums as may be necessary: *Provided*, That all reimbursable operating expenses of the Executive Residence shall be made in accordance with the provisions of this paragraph: *Provided further*, That, notwithstanding any other provision of law, such amount for reimbursable operating expenses shall be the exclusive authority of the Executive Residence to incur obligations and to receive offsetting collections, for such expenses: *Provided further*, That the Executive Residence shall require each person sponsoring a reimbursable political event to pay in advance an amount equal to the estimated cost of the event, and all such advance payments shall be credited to this account and remain available until expended: *Provided further*, That the Executive Residence shall require the national committee of the political party of the President to maintain on deposit \$25,000, to be separately accounted for and available for expenses relating to reimbursable political events sponsored by such committee during such fiscal year: *Provided further*, That the Executive Residence shall ensure that a written notice of any amount owed for a reimbursable operating expense under this paragraph is submitted to the person owing such amount within 60 days after such expense is in-

1 curred, and that such amount is collected within 30 days  
2 after the submission of such notice: *Provided further*, That  
3 the Executive Residence shall charge interest and assess  
4 penalties and other charges on any such amount that is  
5 not reimbursed within such 30 days, in accordance with  
6 the interest and penalty provisions applicable to an out-  
7 standing debt on a United States Government claim under  
8 section 3717 of title 31, United States Code: *Provided fur-*  
9 *ther*, That each such amount that is reimbursed, and any  
10 accompanying interest and charges, shall be deposited in  
11 the Treasury as miscellaneous receipts: *Provided further*,  
12 That the Executive Residence shall prepare and submit  
13 to the Committees on Appropriations, by not later than  
14 90 days after the end of the fiscal year covered by this  
15 Act, a report setting forth the reimbursable operating ex-  
16 penses of the Executive Residence during the preceding  
17 fiscal year, including the total amount of such expenses,  
18 the amount of such total that consists of reimbursable offi-  
19 cial and ceremonial events, the amount of such total that  
20 consists of reimbursable political events, and the portion  
21 of each such amount that has been reimbursed as of the  
22 date of the report: *Provided further*, That the Executive  
23 Residence shall maintain a system for the tracking of ex-  
24 penses related to reimbursable events within the Executive  
25 Residence that includes a standard for the classification

1 of any such expense as political or nonpolitical: *Provided*  
2 *further*, That no provision of this paragraph may be con-  
3 strued to exempt the Executive Residence from any other  
4 applicable requirement of subchapter I or II of chapter  
5 37 of title 31, United States Code.

6 WHITE HOUSE REPAIR AND RESTORATION

7 For the repair, alteration, and improvement of the  
8 Executive Residence at the White House, \$1,600,000, to  
9 remain available until expended, for required maintenance,  
10 safety and health issues, and continued preventative main-  
11 tenance.

12 COUNCIL OF ECONOMIC ADVISERS

13 SALARIES AND EXPENSES

14 For necessary expenses of the Council of Economic  
15 Advisers in carrying out its functions under the Employ-  
16 ment Act of 1946 (15 U.S.C. 1021), \$4,002,000.

17 OFFICE OF POLICY DEVELOPMENT

18 SALARIES AND EXPENSES

19 For necessary expenses of the Office of Policy Devel-  
20 opment, including services as authorized by 5 U.S.C. 3109  
21 and 3 U.S.C. 107, \$3,385,000.

## 1 NATIONAL SECURITY COUNCIL

## 2 SALARIES AND EXPENSES

3 For necessary expenses of the National Security  
4 Council, including services as authorized by 5 U.S.C.  
5 3109, \$8,405,000.

## 6 OFFICE OF ADMINISTRATION

## 7 SALARIES AND EXPENSES

8 For necessary expenses of the Office of Administra-  
9 tion, including services as authorized by 5 U.S.C. 3109  
10 and 3 U.S.C. 107, and hire of passenger motor vehicles,  
11 \$91,393,000, of which \$11,397,000 shall remain available  
12 until expended for the Capital Investment Plan for contin-  
13 ued modernization of the information technology infra-  
14 structure within the Executive Office of the President.

## 15 OFFICE OF MANAGEMENT AND BUDGET

## 16 SALARIES AND EXPENSES

17 For necessary expenses of the Office of Management  
18 and Budget, including hire of passenger motor vehicles  
19 and services as authorized by 5 U.S.C. 3109 and to carry  
20 out the provisions of chapter 35 of title 44, United States  
21 Code, \$76,185,000, of which not to exceed \$3,000 shall  
22 be available for official representation expenses: *Provided*,  
23 That, as provided in 31 U.S.C. 1301(a), appropriations  
24 shall be applied only to the objects for which appropria-  
25 tions were made and shall be allocated in accordance with

1 the terms and conditions set forth in the accompanying  
2 statement of the managers except as otherwise provided  
3 by law: *Provided further*, That none of the funds appro-  
4 priated in this Act for the Office of Management and  
5 Budget may be used for the purpose of reviewing any agri-  
6 cultural marketing orders or any activities or regulations  
7 under the provisions of the Agricultural Marketing Agree-  
8 ment Act of 1937 (7 U.S.C. 601 et seq.): *Provided further*,  
9 That none of the funds made available for the Office of  
10 Management and Budget by this Act may be expended for  
11 the altering of the transcript of actual testimony of wit-  
12 nesses, except for testimony of officials of the Office of  
13 Management and Budget, before the Committees on Ap-  
14 propriations or their subcommittees: *Provided further*,  
15 That the preceding shall not apply to printed hearings re-  
16 leased by the Committees on Appropriations: *Provided fur-*  
17 *ther*, That the Office of Management and Budget shall  
18 have not more than 60 days in which to perform budgetary  
19 policy reviews of water resource matters on which the  
20 Chief of Engineers has reported: *Provided further*, That  
21 the Director of the Office of Management and Budget  
22 shall notify the appropriate authorizing and Appropria-  
23 tions Committees when the 60-day review is initiated: *Pro-*  
24 *vided further*, That if water resource reports have not been  
25 transmitted to the appropriate authorizing and appro-

1 priating committees within 15 days of the end of the OMB  
2 review period based on the notification from the Director,  
3 Congress shall assume OMB concurrence with the report  
4 and act accordingly.

5 OFFICE OF NATIONAL DRUG CONTROL POLICY

6 SALARIES AND EXPENSES

7 For necessary expenses of the Office of National  
8 Drug Control Policy; for research activities pursuant to  
9 the Office of National Drug Control Policy Reauthoriza-  
10 tion Act of 1998 (21 U.S.C. 1701 et seq.); not to exceed  
11 \$10,000 for official reception and representation expenses;  
12 and for participation in joint projects or in the provision  
13 of services on matters of mutual interest with nonprofit,  
14 research, or public organizations or agencies, with or with-  
15 out reimbursement, \$26,928,000; of which \$1,316,000  
16 shall remain available until expended for policy research  
17 and evaluation: *Provided*, That the Office is authorized to  
18 accept, hold, administer, and utilize gifts, both real and  
19 personal, public and private, without fiscal year limitation,  
20 for the purpose of aiding or facilitating the work of the  
21 Office.

22 COUNTERDRUG TECHNOLOGY ASSESSMENT CENTER

23 (INCLUDING TRANSFER OF FUNDS)

24 For necessary expenses for the Counterdrug Tech-  
25 nology Assessment Center for research activities pursuant

1 to the Office of National Drug Control Policy Reauthor-  
2 ization Act of 1998 (21 U.S.C. 1701 et seq.),  
3 \$19,600,000, which shall remain available until expended,  
4 consisting of \$9,600,000 for counternarcotics research  
5 and development projects, of which up to \$1,000,000 is  
6 to be directed to supply reduction activities, and  
7 \$10,000,000 for the continued operation of the technology  
8 transfer program: *Provided*, That the \$9,600,000 for  
9 counternarcotics research and development projects shall  
10 be available for transfer to other Federal departments or  
11 agencies.

12 FEDERAL DRUG CONTROL PROGRAMS

13 HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM

14 (INCLUDING TRANSFER OF FUNDS)

15 For necessary expenses of the Office of National  
16 Drug Control Policy's High Intensity Drug Trafficking  
17 Areas Program, \$227,000,000 for drug control activities  
18 consistent with the approved strategy for each of the des-  
19 ignated High Intensity Drug Trafficking Areas, of which  
20 no less than 51 percent shall be transferred to State and  
21 local entities for drug control activities: *Provided*, That up  
22 to 49 percent, to remain available until September 30,  
23 2007, may be transferred to Federal agencies and depart-  
24 ments at a rate to be determined by the Director, of which  
25 not less than \$2,000,000 shall be used for auditing serv-  
26 ices and associated activities, and at least \$500,000 of the

1 \$2,000,000 shall be used to develop and implement a data  
2 collection system to measure the performance of the High  
3 Intensity Drug Trafficking Areas Program.

4 OTHER FEDERAL DRUG CONTROL PROGRAMS  
5 (INCLUDING TRANSFER OF FUNDS)

6 For activities to support a national anti-drug cam-  
7 paign for youth, and for other purposes, authorized by the  
8 Office of National Drug Control Policy Reauthorization  
9 Act of 1998 (21 U.S.C. 1701 et seq.), \$194,000,000, to  
10 remain available until expended, of which the amounts are  
11 available as follows: \$100,000,000 to support a national  
12 media campaign, as authorized by the Drug-Free Media  
13 Campaign Act of 1998: *Provided*, That the Office of Na-  
14 tional Drug Control Policy shall maintain funding for non-  
15 advertising services for the media campaign at no less  
16 than the fiscal year 2003 ratio of service funding to total  
17 funds and shall continue the corporate outreach program  
18 as it operated prior to its cancellation; \$80,000,000 to  
19 continue a program of matching grants to drug-free com-  
20 munities, of which \$2,000,000 shall be a direct grant to  
21 the Community Anti-Drug Coalitions of America for the  
22 National Community Anti-Drug Coalition Institute, as au-  
23 thorized in chapter 2 of the National Narcotics Leadership  
24 Act of 1988, as amended; \$1,000,000 for the National  
25 Drug Court Institute; \$1,000,000 for the National Alli-

1   ance for Model State Drug Laws; \$8,500,000 for the  
 2   United States Anti-Doping Agency for anti-doping activi-  
 3   ties; \$1,500,000 for the United States membership dues  
 4   to the World Anti-Doping Agency; and \$1,980,000 for  
 5   evaluations and research related to National Drug Control  
 6   Program performance measures: *Provided further*, That  
 7   such funds may be transferred to other Federal depart-  
 8   ments and agencies to carry out such activities: *Provided*  
 9   *further*, That of the amounts appropriated for a national  
 10   media campaign, not to exceed 10 percent shall be for ad-  
 11   ministration, advertising production, research and testing,  
 12   labor and related costs of the national media campaign.

#### 13                                   UNANTICIPATED NEEDS

#### 14                                   UNANTICIPATED NEEDS

15       For expenses necessary to enable the President to  
 16   meet unanticipated needs, in furtherance of the national  
 17   interest, security, or defense which may arise at home or  
 18   abroad during the current fiscal year, as authorized by  
 19   3 U.S.C. 108, \$1,000,000.

#### 20       SPECIAL ASSISTANCE TO THE PRESIDENT AND THE

#### 21       OFFICIAL RESIDENCE OF THE VICE PRESIDENT

#### 22                                   SALARIES AND EXPENSES

23       For necessary expenses to enable the Vice President  
 24   to provide assistance to the President in connection with  
 25   specially assigned functions; services as authorized by 5

1 U.S.C. 3109 and 3 U.S.C. 106, including subsistence ex-  
2 penses as authorized by 3 U.S.C. 106, which shall be ex-  
3 pended and accounted for as provided in that section; and  
4 hire of passenger motor vehicles, \$4,352,000.

5 OPERATING EXPENSES

6 (INCLUDING TRANSFER OF FUNDS)

7 For the care, operation, refurnishing, improvement,  
8 and to the extent not otherwise provided for, heating and  
9 lighting, including electric power and fixtures, of the offi-  
10 cial residence of the Vice President; the hire of passenger  
11 motor vehicles; and not to exceed \$90,000 for official en-  
12 tertainment expenses of the Vice President, to be ac-  
13 counted for solely on his certificate, \$317,000: *Provided*,  
14 That advances or repayments or transfers from this ap-  
15 propriation may be made to any department or agency for  
16 expenses of carrying out such activities.

17 GENERAL PROVISIONS

18 (INCLUDING TRANSFER OF FUNDS)

19 SEC. 601. From funds made available in this Act  
20 under the headings “White House Office”, “Executive  
21 Residence at the White House”, “White House Repair and  
22 Restoration”, “Council of Economic Advisors”, “National  
23 Security Council”, “Office of Administration”, “Office of  
24 Policy Development”, “Special Assistance to the Presi-  
25 dent”, and “Official Residence of the Vice President”, the  
26 Director of the Office of Management and Budget (or

1 such other officer as the President may designate in writ-  
2 ing), may, 15 days after giving notice to the House and  
3 Senate Committees on Appropriations, transfer not to ex-  
4 ceed 10 percent of any such appropriation to any other  
5 such appropriation, to be merged with and available for  
6 the same time and for the same purposes as the appropria-  
7 tion to which transferred: *Provided*, That the amount of  
8 an appropriation shall not be increased by more than 50  
9 percent by such transfers: *Provided further*, That no  
10 amount shall be transferred from “Special Assistance to  
11 the President” or “Official Residence of the Vice Presi-  
12 dent” without the approval of the Vice President.

13       SEC. 602. The President shall submit to the Commit-  
14 tees on Appropriations not later than 30 days after enact-  
15 ment, and prior to the initial obligation of funds appro-  
16 priated under the heading “Office of National Drug Con-  
17 trol Policy”, a financial plan on the proposed uses of all  
18 funds under the heading on a project-by-project basis, for  
19 which the obligation of funds is anticipated: *Provided*,  
20 That up to 20 percent of funds appropriated under this  
21 heading may be obligated before the submission of the re-  
22 port subject to prior approval of the Committees on Ap-  
23 propriations: *Provided further*, That the report shall be up-  
24 dated and submitted to the Committees on Appropriations  
25 every six months and shall include information detailing

1 how the estimates and assumptions contained in previous  
 2 reports have changed: *Provided further*, That any new  
 3 projects and changes in funding of ongoing projects shall  
 4 be subject to the prior approval of the Committees on Ap-  
 5 propriations.

6 This title may be cited as the “Executive Office of  
 7 the President Appropriations Act, 2007”.

## 8 TITLE VII

### 9 INDEPENDENT AGENCIES

#### 10 ARCHITECTURAL AND TRANSPORTATION BARRIERS

##### 11 COMPLIANCE BOARD

##### 12 SALARIES AND EXPENSES

13 For expenses necessary for the Architectural and  
 14 Transportation Barriers Compliance Board, as authorized  
 15 by section 502 of the Rehabilitation Act of 1973, as  
 16 amended, \$5,956,590: *Provided*, That, notwithstanding  
 17 any other provision of law, there may be credited to this  
 18 appropriation funds received for publications and training  
 19 expenses.

#### 20 CONSUMER PRODUCT SAFETY COMMISSION

##### 21 SALARIES AND EXPENSES

22 For necessary expenses of the Consumer Product  
 23 Safety Commission, including hire of passenger motor ve-  
 24 hicles, services as authorized by 5 U.S.C. 3109, but at  
 25 rates for individuals not to exceed the per diem rate equiv-

1 alent to the maximum rate payable under 5 U.S.C. 5376,  
2 purchase of nominal awards to recognize non-Federal offi-  
3 cials' contributions to Commission activities, and not to  
4 exceed \$500 for official reception and representation ex-  
5 penses, \$62,370,000.

6 ELECTION ASSISTANCE COMMISSION

7 SALARIES AND EXPENSES

8 (INCLUDING TRANSFER OF FUNDS)

9 For necessary expenses to carry out the Help Amer-  
10 ica Vote Act of 2002, \$16,908,000, of which \$4,950,000  
11 shall be transferred to the National Institute of Standards  
12 and Technology for election reform activities authorized  
13 under the Help America Vote Act of 2002.

14 FEDERAL DEPOSIT INSURANCE CORPORATION

15 OFFICE OF INSPECTOR GENERAL

16 For necessary expenses of the Office of Inspector  
17 General in carrying out the provisions of the Inspector  
18 General Act of 1978, \$26,256,000, to be derived from the  
19 Bank Insurance Fund, the Savings Association Insurance  
20 Fund, and the FSLIC Resolution Fund (or any successor  
21 to these Funds).

22 FEDERAL ELECTION COMMISSION

23 SALARIES AND EXPENSES

24 For necessary expenses to carry out the provisions  
25 of the Federal Election Campaign Act of 1971,  
26 \$57,138,000, of which no less than \$6,500,000 shall be

1 available for internal automated data processing systems,  
 2 and of which not to exceed \$5,000 shall be available for  
 3 reception and representation expenses: *Provided*, That the  
 4 FEC is authorized to establish, modify, charge, and collect  
 5 registration fees for FEC hosted conferences: *Provided*  
 6 *further*, That notwithstanding 31 U.S.C. 3302, funds re-  
 7 ceived from fees charged to attend the campaign finance  
 8 conferences shall be credited to and merged with this ac-  
 9 count, to be available without further appropriation for the  
 10 costs of carrying out these conferences.

#### 11 FEDERAL LABOR RELATIONS AUTHORITY

#### 12 SALARIES AND EXPENSES

13 For necessary expenses to carry out functions of the  
 14 Federal Labor Relations Authority, pursuant to Reorga-  
 15 nization Plan Numbered 2 of 1978, and the Civil Service  
 16 Reform Act of 1978, including services authorized by 5  
 17 U.S.C. 3109, and including hire of experts and consult-  
 18 ants, hire of passenger motor vehicles, and rental of con-  
 19 ference rooms in the District of Columbia and elsewhere,  
 20 \$25,218,000: *Provided*, That public members of the Fed-  
 21 eral Service Impasses Panel may be paid travel expenses  
 22 and per diem in lieu of subsistence as authorized by law  
 23 (5 U.S.C. 5703) for persons employed intermittently in  
 24 the Government service, and compensation as authorized  
 25 by 5 U.S.C. 3109: *Provided further*, That notwithstanding

1 31 U.S.C. 3302, funds received from fees charged to non-  
2 Federal participants at labor-management relations con-  
3 ferences shall be credited to and merged with this account,  
4 to be available without further appropriation for the costs  
5 of carrying out these conferences.

6 FEDERAL MARITIME COMMISSION

7 SALARIES AND EXPENSES

8 For necessary expenses of the Federal Maritime  
9 Commission as authorized by section 201(d) of the Mer-  
10 chant Marine Act, 1936 (46 U.S.C. App. 1111), including  
11 services as authorized by 5 U.S.C. 3109; hire of passenger  
12 motor vehicles as authorized by 31 U.S.C. 1343(b); and  
13 uniforms or allowances therefor, as authorized by 5 U.S.C.  
14 5901–5902, \$21,474,000: *Provided*, That not to exceed  
15 \$2,000 shall be available for official reception and rep-  
16 resentation expenses.

17 GENERAL SERVICES ADMINISTRATION

18 REAL PROPERTY ACTIVITIES

19 FEDERAL BUILDINGS FUND

20 LIMITATION ON AVAILABILITY OF REVENUE

21 To carry out the purposes of the Fund established  
22 pursuant to section 210(f) of the Federal Property and  
23 Administrative Services Act of 1949, as amended (40  
24 U.S.C. 592), the revenues and collections deposited into  
25 the Fund, shall be available for necessary expenses of real  
26 property management and related activities not otherwise

1 provided for, including operation, maintenance, and pro-  
2 tection of federally owned and leased buildings; rental of  
3 buildings in the District of Columbia; restoration of leased  
4 premises; moving governmental agencies (including space  
5 adjustments and telecommunications relocation expenses)  
6 in connection with the assignment, allocation and transfer  
7 of space; contractual services incident to cleaning or serv-  
8 icing buildings, and moving; repair and alteration of feder-  
9 ally owned buildings including grounds, approaches and  
10 appurtenances; care and safeguarding of sites; mainte-  
11 nance, preservation, demolition, and equipment; acquisi-  
12 tion of buildings and sites by purchase, condemnation, or  
13 as otherwise authorized by law; acquisition of options to  
14 purchase buildings and sites; conversion and extension of  
15 federally owned buildings; preliminary planning and de-  
16 sign of projects by contract or otherwise; construction of  
17 new buildings (including equipment for such buildings);  
18 and payment of principal, interest, and any other obliga-  
19 tions for public buildings acquired by installment purchase  
20 and purchase contract: *Provided*, That notwithstanding  
21 any other provision of this Act, in an amount not more  
22 than the aggregate amount specified under this heading  
23 in the Report of the House Committee on Appropriations  
24 to accompany the Transportation, Treasury, Housing and  
25 Urban Development, the Judiciary, The District of Colum-

1   bia, and Independent Agencies Appropriations Act, 2007,  
2   and that such aggregate amount shall remain available  
3   until expended in such amounts for individual real prop-  
4   erty projects and activities as provided in that accom-  
5   panying Report: *Provided further*, That any proposed in-  
6   creases or decreases to the amounts contained in such re-  
7   port shall be subject to prior approval of the Committee  
8   on Appropriations.

9                                   GENERAL ACTIVITIES

10                           GOVERNMENT-WIDE POLICY

11       For expenses authorized by law, not otherwise pro-  
12   vided for, for Government-wide policy and evaluation ac-  
13   tivities associated with the management of real and per-  
14   sonal property assets and certain administrative services;  
15   Government-wide policy support responsibilities relating to  
16   acquisition, telecommunications, information technology  
17   management, and related technology activities; and serv-  
18   ices as authorized by 5 U.S.C. 3109, \$52,550,000.

19                                   OPERATING EXPENSES

20       For expenses authorized by law, not otherwise pro-  
21   vided for, for Government-wide activities associated with  
22   utilization and donation of surplus personal property; dis-  
23   posal of real property; providing Internet access to Federal  
24   information and services; agency-wide policy direction and  
25   management, and Board of Contract Appeals; accounting,  
26   records management, and other support services incident

1 to adjudication of Indian Tribal Claims by the United  
2 States Court of Federal Claims; services as authorized by  
3 5 U.S.C. 3109; and not to exceed \$7,500 for official recep-  
4 tion and representation expenses, \$83,032,000.

5 OFFICE OF INSPECTOR GENERAL

6 For necessary expenses of the Office of Inspector  
7 General and service authorized by 5 U.S.C. 3109,  
8 \$44,312,000: *Provided*, That not to exceed \$15,000 shall  
9 be available for payment for information and detection of  
10 fraud against the Government, including payment for re-  
11 covery of stolen Government property: *Provided further*,  
12 That not to exceed \$2,500 shall be available for awards  
13 to employees of other Federal agencies and private citizens  
14 in recognition of efforts and initiatives resulting in en-  
15 hanced Office of Inspector General effectiveness.

16 ELECTRONIC GOVERNMENT FUND

17 (INCLUDING TRANSFER OF FUNDS)

18 For necessary expenses in support of interagency  
19 projects that enable the Federal Government to expand  
20 its ability to conduct activities electronically, through the  
21 development and implementation of innovative uses of the  
22 Internet and other electronic methods, \$3,000,000, to re-  
23 main available until expended: *Provided*, That these funds  
24 may be transferred to Federal agencies to carry out the  
25 purposes of the Fund: *Provided further*, That this transfer  
26 authority shall be in addition to any other transfer author-

9           For carrying out the provisions of the Act of August  
10 25, 1958, as amended (3 U.S.C. 102 note), and Public  
11 Law 95-138, \$3,030,000: *Provided*, That the Adminis-  
12 trator of General Services shall transfer to the Secretary  
13 of the Treasury such sums as may be necessary to carry  
14 out the provisions of such Acts.

16 For necessary expenses of the Federal Citizen Infor-  
17 mation Center, including services authorized by 5 U.S.C.  
18 3109, \$16,866,000, to be deposited into the Federal Cit-  
19 izen Information Center Fund: *Provided*, That the appro-  
20 priations, revenues, and collections deposited into the  
21 Fund shall be available for necessary expenses of Federal  
22 Citizen Information Center activities in the aggregate  
23 amount not to exceed \$35,000,000: *Provided further*, That  
24 appropriations, revenues, and collections accruing to this  
25 Fund during fiscal year 2007 in excess of such amount

1 shall remain in the Fund and shall not be available for  
2 expenditure except as authorized in appropriations Acts.

3 ADMINISTRATIVE PROVISIONS—GENERAL SERVICES

4 ADMINISTRATION

5 (INCLUDING TRANSFERS OF FUNDS)

6 SEC. 701. The appropriate appropriation or fund  
7 available to the General Services Administration shall be  
8 credited with the cost of operation, protection, mainte-  
9 nance, upkeep, repair, and improvement, included as part  
10 of rentals received from Government corporations pursu-  
11 ant to law (40 U.S.C. 129).

12 SEC. 702. Funds available to the General Services  
13 Administration shall be available for the hire of passenger  
14 motor vehicles.

15 SEC. 703. Funds in the Federal Buildings Fund  
16 made available for fiscal year 2007 for Federal Buildings  
17 Fund activities may be transferred between such activities  
18 only to the extent necessary to meet program require-  
19 ments: *Provided*, That any proposed transfers shall be ap-  
20 proved in advance by the Committees on Appropriations.

21 SEC. 704. Except as otherwise provided in this title,  
22 no funds made available by this Act shall be used to trans-  
23 mit a fiscal year 2008 request for United States Court-  
24 house construction that: (1) does not meet the design  
25 guide standards for construction as established and ap-  
26 proved by the General Services Administration, the Judi-

1 cial Conference of the United States, and the Office of  
2 Management and Budget; and (2) does not reflect the pri-  
3 orities of the Judicial Conference of the United States as  
4 set out in its approved 5-year construction plan: *Provided*,  
5 That the fiscal year 2008 request must be accompanied  
6 by a standardized courtroom utilization study of each fa-  
7 cility to be constructed, replaced, or expanded.

8       SEC. 705. None of the funds provided in this Act may  
9 be used to increase the amount of occupiable square feet,  
10 provide cleaning services, security enhancements, or any  
11 other service usually provided through the Federal Build-  
12 ings Fund, to any agency that does not pay the rate per  
13 square foot assessment for space and services as deter-  
14 mined by the General Services Administration in compli-  
15 ance with the Public Buildings Amendments Act of 1972  
16 (Public Law 92–313).

17       SEC. 706. From funds made available under the  
18 heading “Federal Buildings Fund, Limitations on Avail-  
19 ability of Revenue”, claims against the Government of less  
20 than \$250,000 arising from direct construction projects  
21 and acquisition of buildings may be liquidated from sav-  
22 ings effected in other construction projects with prior noti-  
23 fication to the Committees on Appropriations.

24       SEC. 707. ACQUISITION SERVICES FUND.—(a) 40  
25 U.S.C. 321 is amended as follows:

1           (1) In the heading, by striking “**General**  
2       **Supply**” and inserting “**Acquisition Serv-**  
3       **ices**”.

4           (2) In subsection (a), by striking “General Sup-  
5       ply” and inserting “Acquisition Services” and add-  
6       ing “(the Fund)” following “Acquisition Services  
7       Fund”; and after the initial sentence, by adding the  
8       following new paragraph: “The Fund shall replace  
9       the General Supply Fund and the Information Tech-  
10      nology Fund. Capital assets and balances remaining  
11      in the General Supply Fund and the Information  
12      Technology Fund as in existence immediately before  
13      February 1, 2007 shall be transferred to the Acqui-  
14      sition Services Fund and shall be merged with and  
15      be available for the purposes of the Acquisition Serv-  
16      ices Fund. Any liabilities, commitments, and obliga-  
17      tions of the General Supply Fund and the Informa-  
18      tion Technology Fund as in existence immediately  
19      before February 1, 2007 shall be assumed by the  
20      Acquisition Services Fund.”.

21           (3) In subsection (b)—

22                (A) by striking the text of paragraph (1)  
23                and inserting the following: “The Fund is com-  
24                posed of amounts authorized to be transferred

1 to the Fund or otherwise made available to the  
2 Fund.”;

3 (B) by striking the text of paragraph (2)  
4 and inserting the following: “The Fund shall be  
5 credited with all reimbursements, advances, and  
6 refunds or recoveries relating to personal prop-  
7 erty or services procured through the Fund, in-  
8 cluding—

9 “(A) the net proceeds of disposal of sur-  
10 plus personal property;

11 “(B) receipts from carriers and others for  
12 loss of, or damage to, personal property; and

13 “(C) receipts from agencies charged fees  
14 pursuant to rates established by the Adminis-  
15 trator.”;

16 (C) by striking the heading and text of  
17 paragraph (3) and inserting the following:

18 “COST AND CAPITAL REQUIREMENTS.—The  
19 Administrator shall determine the cost and cap-  
20 ital requirements of the Fund for each fiscal  
21 year and shall develop a plan concerning such  
22 requirements in consultation with the Chief Fi-  
23 nancial Officer of the General Services Adminis-  
24 tration. Any change to the cost and capital re-  
25 quirements of the Fund for a fiscal year shall

1 be approved by the Administrator. The Admin-  
2 istrator shall establish rates to be charged  
3 agencies provided, or to be provided, a supply  
4 of personal property and non-personal services  
5 through the Fund, in accordance with the  
6 plan.”; and

7 (D) by adding at the end the following new  
8 paragraph:

9 “(4) DEPOSIT OF FEES.—Fees collected by the  
10 Administrator under section 313 of this title may be  
11 deposited in the Fund, to be used for the purposes  
12 of the Fund.”.

13 (4) In subsection (c)(1)(A)—

14 (A) by striking “and” at the end of clause  
15 (i);

16 (B) by inserting “and” after the semicolon  
17 at the end of clause (ii); and

18 (C) by inserting after clause (ii) the fol-  
19 lowing new clause:

20 “(iii) personal services related to the  
21 provision of information technology (as de-  
22 fined in section 11101(6) of this title);”.

23 (5) In subsection (d)(2)(A)—

24 (A) by striking “and” at the end of clause  
25 (iv);

1 (B) by redesignating clause (v) as clause  
2 (vi); and

3 (C) by inserting after clause (iv) the fol-  
4 lowing new clause:

5 “(v) the cost of personal services em-  
6 ployed directly in providing information  
7 technology (as defined in section 11101(6)  
8 of this title); and”.

9 (6) By striking subsection (f) and inserting the  
10 following:

11 “(f) TRANSFER OF UNCOMMITTED BALANCES.—Fol-  
12 lowing the close of each fiscal year, after making provision  
13 for a sufficient level of inventory of personal property to  
14 meet the needs of Federal Agencies, the replacement cost  
15 of motor vehicles, and other anticipated operating needs  
16 reflected in the cost and capital plan developed under sub-  
17 section (b), the uncommitted balance of any funds remain-  
18 ing in the Fund shall be transferred to the general fund  
19 of the Treasury as miscellaneous receipts.”.

20 (7) CONFORMING AND CLERICAL AMEND-  
21 MENTS.—

22 (A) 40 U.S.C. 322 is repealed.

23 (B) The table of sections for chapter 3 of  
24 title 40, United States Code, is amended by

1 striking the items relating to sections 321 and  
2 322 and inserting the following:

“321. Acquisition Services Fund.”.

3 (C) 40 U.S.C. 573 is amended by striking  
4 “General Supply Fund” both places it appears  
5 and inserting “Acquisition Services Fund”.

6 (D) 40 U.S.C. 604(b) is amended in the  
7 heading and the text by striking “General Sup-  
8 ply Fund” and inserting “Acquisition Services  
9 Fund”.

10 (E) 40 U.S.C. 605 is amended—

11 (i) in the heading and the text of sub-  
12 section (a) by striking “General Supply  
13 Fund” and inserting “Acquisition Services  
14 Fund”; and

15 (ii) in subsection (b)(2), by striking  
16 “321(f)(1)” and inserting “321(f)” and by  
17 striking “General Supply Fund” and in-  
18 serting “Acquisition Services Fund”.

19 MERIT SYSTEMS PROTECTION BOARD

20 SALARIES AND EXPENSES

21 (INCLUDING TRANSFER OF FUNDS)

22 For necessary expenses to carry out functions of the  
23 Merit Systems Protection Board pursuant to Reorganiza-  
24 tion Plan Numbered 2 of 1978, the Civil Service Reform  
25 Act of 1978, and the Whistleblower Protection Act of

1 1989 (5 U.S.C. 5509 note), including services as author-  
2 ized by 5 U.S.C. 3109, rental of conference rooms in the  
3 District of Columbia and elsewhere, hire of passenger  
4 motor vehicles, direct procurement of survey printing, and  
5 not to exceed \$2,000 for official reception and representa-  
6 tion expenses, \$36,531,000, together with not to exceed  
7 \$2,579,000 for administrative expenses to adjudicate re-  
8 tirement appeals to be transferred from the Civil Service  
9 Retirement and Disability Fund in amounts determined  
10 by the Merit Systems Protection Board.

11 MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN  
12 NATIONAL ENVIRONMENTAL POLICY FOUNDATION  
13 MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN  
14 NATIONAL ENVIRONMENTAL POLICY TRUST FUND  
15 (INCLUDING TRANSFER OF FUNDS)

16 For payment to the Morris K. Udall Scholarship and  
17 Excellence in National Environmental Policy Trust Fund,  
18 pursuant to the Morris K. Udall Scholarship and Excel-  
19 lence in National Environmental and Native American  
20 Public Policy Act of 1992 (20 U.S.C. 5601 et seq.),  
21 \$2,000,000, to remain available until expended, of which  
22 up to \$50,000 shall be used to conduct financial audits  
23 pursuant to the Accountability of Tax Dollars Act of 2002  
24 (Public Law 107–289) notwithstanding sections 8 and 9  
25 of Public Law 102–259: *Provided*, That up to 60 percent  
26 of such funds may be transferred by the Morris K. Udall

1 Scholarship and Excellence in National Environmental  
2 Policy Foundation for the necessary expenses of the Na-  
3 tive Nations Institute.

4 ENVIRONMENTAL DISPUTE RESOLUTION FUND

5 For payment to the Environmental Dispute Resolu-  
6 tion Fund to carry out activities authorized in the Envi-  
7 ronmental Policy and Conflict Resolution Act of 1998,  
8 \$2,000,000, to remain available until expended.

9 NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

10 OPERATING EXPENSES

11 For necessary expenses in connection with the admin-  
12 istration of the National Archives and Records Adminis-  
13 tration (including the Information Security Oversight Of-  
14 fice) and archived Federal records and related activities,  
15 as provided by law, and for expenses necessary for the re-  
16 view and declassification of documents and the activities  
17 of the Public Interest Declassification Board, and for the  
18 hire of passenger motor vehicles, \$289,605,000: *Provided*,  
19 That the Archivist of the United States is authorized to  
20 use any excess funds available from the amount borrowed  
21 for construction of the National Archives facility, for ex-  
22 penses necessary to provide adequate storage for holdings.

23 ELECTRONIC RECORDS ARCHIVES

24 For necessary expenses in connection with the devel-  
25 opment of the electronic records archives, to include all  
26 direct project costs associated with research, analysis, de-

1 sign, development, and program management,  
2 \$45,455,000, of which \$31,680,000 shall remain available  
3 until September 30, 2008.

4 REPAIRS AND RESTORATION

5 For the repair, alteration, and improvement of ar-  
6 chives facilities, and to provide adequate storage for hold-  
7 ings, \$13,020,000, to remain available until expended.

8 NATIONAL HISTORICAL PUBLICATIONS AND RECORDS

9 COMMISSION

10 GRANTS PROGRAM

11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses for allocations and grants for  
13 historical publications and records as authorized by 44  
14 U.S.C. 2504, as amended, \$7,500,000, to remain available  
15 until expended: *Provided*, That of the funds provided in  
16 this paragraph, \$2,000,000 shall be transferred to the op-  
17 erating expenses account for operating expenses of the Na-  
18 tional Historical Publications and Records Administra-  
19 tion.

20 NATIONAL CREDIT UNION ADMINISTRATION

21 CENTRAL LIQUIDITY FACILITY

22 During fiscal year 2007, gross obligations of the Cen-  
23 tral Liquidity Facility for the principal amount of new di-  
24 rect loans to member credit unions, as authorized by 12  
25 U.S.C. 1795 et seq., shall not exceed \$1,500,000,000: *Pro-*

1 *vided*, That administrative expenses of the Central Liquid-  
2 ity Facility in fiscal year 2007 shall not exceed \$331,000.

3 COMMUNITY DEVELOPMENT CREDIT UNION REVOLVING  
4 LOAN FUND

5 For the Community Development Revolving Loan  
6 Fund program as authorized by 42 U.S.C. 9812, 9822  
7 and 9910, \$941,000, shall be available until September  
8 30, 2008 for technical assistance to low-income designated  
9 credit unions.

10 NATIONAL TRANSPORTATION SAFETY BOARD  
11 SALARIES AND EXPENSES

12 For necessary expenses of the National Transpor-  
13 tation Safety Board, including hire of passenger motor ve-  
14 hicles and aircraft; services as authorized by 5 U.S.C.  
15 3109, but at rates for individuals not to exceed the per  
16 diem rate equivalent to the rate for a GS-15; uniforms,  
17 or allowances therefor, as authorized by law (5 U.S.C.  
18 5901–5902) \$81,594,000, of which not to exceed \$2,000  
19 may be used for official reception and representation ex-  
20 penses.

21 (RESCISSION)

22 Of the available unobligated balances made available  
23 under Public Law 106–246, \$1,664,000 are rescinded.

1 NEIGHBORHOOD REINVESTMENT CORPORATION  
2 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT  
3 CORPORATION

4 For payment to the Neighborhood Reinvestment Cor-  
5 poration for use in neighborhood reinvestment activities,  
6 as authorized by the Neighborhood Reinvestment Corpora-  
7 tion Act (42 U.S.C. 8101–8107), \$119,790,000.

8 OFFICE OF GOVERNMENT ETHICS  
9 SALARIES AND EXPENSES

10 For necessary expenses to carry out functions of the  
11 Office of Government Ethics pursuant to the Ethics in  
12 Government Act of 1978, and the Ethics Reform Act of  
13 1989, including services as authorized by 5 U.S.C. 3109,  
14 rental of conference rooms in the District of Columbia and  
15 elsewhere, hire of passenger motor vehicles, and not to ex-  
16 ceed \$1,500 for official reception and representation ex-  
17 penses, \$11,489,000.

18 OFFICE OF PERSONNEL MANAGEMENT  
19 SALARIES AND EXPENSES  
20 (INCLUDING TRANSFER OF TRUST FUNDS)

21 For necessary expenses to carry out functions of the  
22 Office of Personnel Management pursuant to Reorganiza-  
23 tion Plan Numbered 2 of 1978 and the Civil Service Re-  
24 form Act of 1978, including services as authorized by 5  
25 U.S.C. 3109; medical examinations performed for veterans  
26 by private physicians on a fee basis; rental of conference

1 rooms in the District of Columbia and elsewhere; hire of  
2 passenger motor vehicles; not to exceed \$2,500 for official  
3 reception and representation expenses; advances for reim-  
4 bursements to applicable funds of the Office of Personnel  
5 Management and the Federal Bureau of Investigation for  
6 expenses incurred under Executive Order No. 10422 of  
7 January 9, 1953, as amended; and payment of per diem  
8 and/or subsistence allowances to employees where Voting  
9 Rights Act activities require an employee to remain over-  
10 night at his or her post of duty, \$111,095,000, of which  
11 \$6,913,170 shall remain available until expended for the  
12 Enterprise Human Resources Integration project;  
13 \$1,435,500 shall remain available until expended for the  
14 Human Resources Line of Business project. In addition,  
15 \$100,178,000 for administrative expenses, to be trans-  
16 ferred from the appropriate trust funds of the Office of  
17 Personnel Management without regard to other statutes,  
18 including direct procurement of printed materials, for the  
19 retirement and insurance programs: *Provided*, That the  
20 provisions of this appropriation shall not affect the author-  
21 ity to use applicable trust funds as provided by sections  
22 8348(a)(1)(B), and 9004(f)(2)(A) of title 5, United States  
23 Code: *Provided further*, That no part of this appropriation  
24 shall be available for salaries and expenses of the Legal  
25 Examining Unit of the Office of Personnel Management

1 established pursuant to Executive Order No. 9358 of July  
2 1, 1943, or any successor unit of like purpose: *Provided*  
3 *further*, That the President's Commission on White House  
4 Fellows, established by Executive Order No. 11183 of Oc-  
5 tober 3, 1964, may, during fiscal year 2007, accept dona-  
6 tions of money, property, and personal services: *Provided*  
7 *further*, That such donations, including those from prior  
8 years, may be used for the development of publicity mate-  
9 rials to provide information about the White House Fel-  
10 lows, except that no such donations shall be accepted for  
11 travel or reimbursement of travel expenses, or for the sala-  
12 ries of employees of such Commission.

13 OFFICE OF INSPECTOR GENERAL

14 SALARIES AND EXPENSES

15 (INCLUDING TRANSFER OF TRUST FUNDS)

16 For necessary expenses of the Office of Inspector  
17 General in carrying out the provisions of the Inspector  
18 General Act, as amended, including services as authorized  
19 by 5 U.S.C. 3109, hire of passenger motor vehicles,  
20 \$1,597,860, and in addition, not to exceed \$16,165,710  
21 for administrative expenses to audit, investigate, and pro-  
22 vide other oversight of the Office of Personnel Manage-  
23 ment's retirement and insurance programs, to be trans-  
24 ferred from the appropriate trust funds of the Office of  
25 Personnel Management, as determined by the Inspector  
26 General: *Provided*, That the Inspector General is author-

1 ized to rent conference rooms in the District of Columbia  
2 and elsewhere.

3 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEES  
4 HEALTH BENEFITS

5 For payment of Government contributions with re-  
6 spect to retired employees, as authorized by chapter 89  
7 of title 5, United States Code, and the Retired Federal  
8 Employees Health Benefits Act (74 Stat. 849), as amend-  
9 ed, such sums as may be necessary.

10 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEE  
11 LIFE INSURANCE

12 For payment of Government contributions with re-  
13 spect to employees retiring after December 31, 1989, as  
14 required by chapter 87 of title 5, United States Code, such  
15 sums as may be necessary.

16 PAYMENT TO CIVIL SERVICE RETIREMENT AND  
17 DISABILITY FUND

18 For financing the unfunded liability of new and in-  
19 creased annuity benefits becoming effective on or after Oc-  
20 tober 20, 1969, as authorized by 5 U.S.C. 8348, and an-  
21 nuities under special Acts to be credited to the Civil Serv-  
22 ice Retirement and Disability Fund, such sums as may  
23 be necessary: *Provided*, That annuities authorized by the  
24 Act of May 29, 1944, as amended, and the Act of August  
25 19, 1950, as amended (33 U.S.C. 771–775), may here-

1 after be paid out of the Civil Service Retirement and Dis-  
2 ability Fund.

3 OFFICE OF SPECIAL COUNSEL

4 SALARIES AND EXPENSES

5 For necessary expenses to carry out functions of the  
6 Office of Special Counsel pursuant to Reorganization Plan  
7 Numbered 2 of 1978, the Civil Service Reform Act of  
8 1978 (Public Law 95-454), as amended, the Whistle-  
9 blower Protection Act of 1989 (Public Law 101-12), as  
10 amended, Public Law 107-304, and the Uniformed Serv-  
11 ices Employment and Reemployment Act of 1994 (Public  
12 Law 103-353), including services as authorized by 5  
13 U.S.C. 3109, payment of fees and expenses for witnesses,  
14 rental of conference rooms in the District of Columbia and  
15 elsewhere, and hire of passenger motor vehicles;  
16 \$15,937,000.

17 SELECTIVE SERVICE SYSTEM

18 SALARIES AND EXPENSES

19 For necessary expenses of the Selective Service Sys-  
20 tem, including expenses of attendance at meetings and of  
21 training for uniformed personnel assigned to the Selective  
22 Service System, as authorized by 5 U.S.C. 4101-4118 for  
23 civilian employees; purchase of uniforms, or allowances  
24 therefor, as authorized by 5 U.S.C. 5901-5902; hire of  
25 passenger motor vehicles; services as authorized by 5

1 U.S.C. 3109; and not to exceed \$750 for official reception  
2 and representation expenses; \$24,255,000: *Provided*, That  
3 during the current fiscal year, the President may exempt  
4 this appropriation from the provisions of 31 U.S.C. 1341,  
5 whenever the President deems such action to be necessary  
6 in the interest of national defense: *Provided further*, That  
7 none of the funds appropriated by this Act may be ex-  
8 pended for or in connection with the induction of any per-  
9 son into the Armed Forces of the United States.

10 UNITED STATES INTERAGENCY COUNCIL ON  
11 HOMELESSNESS  
12 OPERATING EXPENSES

13 For necessary expenses (including payment of sala-  
14 ries, authorized travel, hire of passenger motor vehicles,  
15 the rental of conference rooms, and the employment of ex-  
16 perts and consultants under section 3109 of title 5, United  
17 States Code) of the United States Interagency Council on  
18 Homelessness in carrying out the functions pursuant to  
19 title II of the McKinney-Vento Homeless Assistance Act,  
20 as amended, \$2,000,000.

21 UNITED STATES POSTAL SERVICE  
22 PAYMENT TO THE POSTAL SERVICE FUND

23 For payment to the Postal Service Fund for revenue  
24 forgone on free and reduced rate mail, pursuant to sub-  
25 sections (c) and (d) of section 2401 of title 39, United

1 States Code, \$108,915,000, of which \$79,915,000 shall  
2 not be available for obligation until October 1, 2007: *Pro-*  
3 *vided*, That mail for overseas voting and mail for the blind  
4 shall continue to be free: *Provided further*, That 6-day de-  
5 livery and rural delivery of mail shall continue at not less  
6 than the 1983 level: *Provided further*, That none of the  
7 funds made available to the Postal Service by this Act  
8 shall be used to implement any rule, regulation, or policy  
9 of charging any officer or employee of any State or local  
10 child support enforcement agency, or any individual par-  
11 ticipating in a State or local program of child support en-  
12 forcement, a fee for information requested or provided  
13 concerning an address of a postal customer: *Provided fur-*  
14 *ther*, That none of the funds provided in this Act shall  
15 be used to consolidate or close small rural and other small  
16 post offices in fiscal year 2007.

17 UNITED STATES TAX COURT

18 SALARIES AND EXPENSES

19 For necessary expenses, including contract reporting  
20 and other services as authorized by 5 U.S.C. 3109,  
21 \$47,110,000: *Provided*, That travel expenses of the judges  
22 shall be paid upon the written certificate of the judge.

1 TITLE VIII—GENERAL PROVISIONS THIS ACT  
2 (INCLUDING TRANSFERS OF FUNDS)

3 SEC. 801. Such sums as may be necessary for fiscal  
4 year 2007 pay raises for programs funded in this Act shall  
5 be absorbed within the levels appropriated in this Act or  
6 previous appropriations Acts.

7 SEC. 802. None of the funds in this Act shall be used  
8 for the planning or execution of any program to pay the  
9 expenses of, or otherwise compensate, non-Federal parties  
10 intervening in regulatory or adjudicatory proceedings  
11 funded in this Act.

12 SEC. 803. None of the funds appropriated in this Act  
13 shall remain available for obligation beyond the current  
14 fiscal year, nor may any be transferred to other appropria-  
15 tions, unless expressly so provided herein.

16 SEC. 804. The expenditure of any appropriation  
17 under this Act for any consulting service through procure-  
18 ment contract pursuant to section 3109 of title 5, United  
19 States Code, shall be limited to those contracts where such  
20 expenditures are a matter of public record and available  
21 for public inspection, except where otherwise provided  
22 under existing law, or under existing Executive order  
23 issued pursuant to existing law.

24 SEC. 805. None of the funds made available in this  
25 Act may be transferred to any department, agency, or in-

1 strumentality of the United States Government, except  
2 pursuant to a transfer made by, or transfer authority pro-  
3 vided in, this Act or any other appropriations Act.

4       SEC. 806. None of the funds made available by this  
5 Act shall be available for any activity or for paying the  
6 salary of any Government employee where funding an ac-  
7 tivity or paying a salary to a Government employee would  
8 result in a decision, determination, rule, regulation, or pol-  
9 icy that would prohibit the enforcement of section 307 of  
10 the Tariff Act of 1930 (19 U.S.C. 1307).

11       SEC. 807. No part of any appropriation contained in  
12 this Act shall be available to pay the salary for any person  
13 filling a position, other than a temporary position, for-  
14 merly held by an employee who has left to enter the Armed  
15 Forces of the United States and has satisfactorily com-  
16 pleted his period of active military or naval service, and  
17 has within 90 days after his release from such service or  
18 from hospitalization continuing after discharge for a pe-  
19 riod of not more than 1 year, made application for restora-  
20 tion to his former position and has been certified by the  
21 Office of Personnel Management as still qualified to per-  
22 form the duties of his former position and has not been  
23 restored thereto.

24       SEC. 808. No funds appropriated pursuant to this  
25 Act may be expended by an entity unless the entity agrees

1 that in expending the assistance the entity will comply  
2 with sections 2 through 4 of the Act of March 3, 1933  
3 (41 U.S.C. 10a–10c, popularly known as the “Buy Amer-  
4 ican Act”).

5 SEC. 809. No funds appropriated or otherwise made  
6 available under this Act shall be made available to any  
7 person or entity that has been convicted of violating the  
8 Buy American Act (41 U.S.C. 10a–10c).

9 SEC. 810. Except as otherwise provided in this Act,  
10 none of the funds provided in this Act, provided by pre-  
11 vious appropriations Acts to the agencies or entities fund-  
12 ed in this Act that remain available for obligation or ex-  
13 penditure in fiscal year 2007, or provided from any ac-  
14 counts in the Treasury derived by the collection of fees  
15 and available to the agencies funded by this Act, shall be  
16 available for obligation or expenditure through a re-  
17 programming of funds that: (1) creates a new program;  
18 (2) eliminates a program, project, or activity; (3) increases  
19 funds or personnel for any program, project, or activity  
20 for which funds have been denied or restricted by the Con-  
21 gress; (4) proposes to use funds directed for a specific ac-  
22 tivity by either the House or Senate Committees on Ap-  
23 propriations for a different purpose; (5) augments existing  
24 programs, projects, or activities in excess of \$5,000,000  
25 or 10 percent, whichever is less; (6) reduces existing pro-

1 grams, projects, or activities by \$5,000,000 or 10 percent,  
2 whichever is less; or (7) creates, reorganizes, or restruc-  
3 tures a branch, division, office, bureau, board, commis-  
4 sion, agency, administration, or department different from  
5 the budget justifications submitted to the Committees on  
6 Appropriations or the table accompanying the statement  
7 of the managers accompanying this Act, whichever is more  
8 detailed, unless prior approval is received from the House  
9 and Senate Committees on Appropriations: *Provided*, That  
10 not later than 60 days after the date of enactment of this  
11 Act, each agency funded by this Act shall submit a report  
12 to the Committees on Appropriations of the Senate and  
13 of the House of Representatives to establish the baseline  
14 for application of reprogramming and transfer authorities  
15 for the current fiscal year: *Provided further*, That the re-  
16 port shall include: (1) a table for each appropriation with  
17 a separate column to display the President's budget re-  
18 quest, adjustments made by Congress, adjustments due to  
19 enacted rescissions, if appropriate, and the fiscal year en-  
20 acted level; (2) a delineation in the table for each appro-  
21 priation both by object class and program, project, and  
22 activity as detailed in the budget appendix for the respec-  
23 tive appropriation; and (3) an identification of items of  
24 special congressional interest: *Provided further*, That the  
25 amount appropriated or limited for salaries and expenses

1 for an agency shall be reduced by \$100,000 per day for  
2 each day after the required date that the report has not  
3 been submitted to the Congress.

4 SEC. 811. Except as otherwise specifically provided  
5 by law, not to exceed 50 percent of unobligated balances  
6 remaining available at the end of fiscal year 2007 from  
7 appropriations made available for salaries and expenses  
8 for fiscal year 2007 in this Act, shall remain available  
9 through September 30, 2008, for each such account for  
10 the purposes authorized: *Provided*, That a request shall  
11 be submitted to the Committees on Appropriations for ap-  
12 proval prior to the expenditure of such funds: *Provided*  
13 *further*, That these requests shall be made in compliance  
14 with reprogramming guidelines.

15 SEC. 812. None of the funds made available in this  
16 Act may be used by the Executive Office of the President  
17 to request from the Federal Bureau of Investigation any  
18 official background investigation report on any individual,  
19 except when—

20 (1) such individual has given his or her express  
21 written consent for such request not more than 6  
22 months prior to the date of such request and during  
23 the same presidential administration; or

24 (2) such request is required due to extraor-  
25 dinary circumstances involving national security.

1        SEC. 813. The cost accounting standards promul-  
2 gated under section 26 of the Office of Federal Procure-  
3 ment Policy Act (Public Law 93–400; 41 U.S.C. 422)  
4 shall not apply with respect to a contract under the Fed-  
5 eral Employees Health Benefits Program established  
6 under chapter 89 of title 5, United States Code.

7        SEC. 814. For the purpose of resolving litigation and  
8 implementing any settlement agreements regarding the  
9 nonforeign area cost-of-living allowance program, the Of-  
10 fice of Personnel Management may accept and utilize  
11 (without regard to any restriction on unanticipated travel  
12 expenses imposed in an Appropriations Act) funds made  
13 available to the Office pursuant to court approval.

14       SEC. 815. No funds appropriated by this Act shall  
15 be available to pay for an abortion, or the administrative  
16 expenses in connection with any health plan under the  
17 Federal employees health benefits program which provides  
18 any benefits or coverage for abortions.

19       SEC. 816. The provision of section 815 shall not  
20 apply where the life of the mother would be endangered  
21 if the fetus were carried to term, or the pregnancy is the  
22 result of an act of rape or incest.

23       SEC. 817. In order to promote Government access to  
24 commercial information technology, the restriction on pur-  
25 chasing nondomestic articles, materials, and supplies set

1 forth in the Buy American Act (41 U.S.C. 10a et seq.),  
2 shall not apply to the acquisition by the Federal Govern-  
3 ment of information technology (as defined in section  
4 11101 of title 40, United States Code), that is a commer-  
5 cial item (as defined in section 4(12) of the Office of Fed-  
6 eral Procurement Policy Act (41 U.S.C. 403(12))).

7 SEC. 818. None of the funds made available in the  
8 Act may be used to finalize, implement, administer, or en-  
9 force—

10 (1) the proposed rule relating to the determina-  
11 tion that real estate brokerage is an activity that is  
12 financial in nature or incidental to a financial activ-  
13 ity published in the Federal Register on January 3,  
14 2001 (66 Fed. Reg. 307 et seq.); or

15 (2) the revision proposed in such rule to section  
16 1501.2 of title 12 of the Code of Federal Regula-  
17 tions.

18 SEC. 819. No funds in this Act may be used to sup-  
19 port any Federal, State, or local projects that seek to use  
20 the power of eminent domain, unless eminent domain is  
21 employed only for a public use: *Provided*, That for pur-  
22 poses of this section, public use shall not be construed to  
23 include economic development that primarily benefits pri-  
24 vate entities: *Provided further*, That any use of funds for  
25 mass transit, railroad, airport, seaport or highway projects

1 as well as utility projects which benefit or serve the gen-  
2 eral public (including energy-related, communication-re-  
3 lated, water-related and wastewater-related infrastruc-  
4 ture), other structures designated for use by the general  
5 public or which have other common-carrier or public-util-  
6 ity functions that serve the general public and are subject  
7 to regulation and oversight by the government, and  
8 projects for the removal of an immediate threat to public  
9 health and safety or brownsfield as defined in the Small  
10 Business Liability Relief and Brownsfield Revitalization  
11 Act (Public Law 107–118) shall be considered a public  
12 use for purposes of eminent domain.

## 13 TITLE IX—GENERAL PROVISIONS

### 14 GOVERNMENT-WIDE

#### 15 DEPARTMENTS, AGENCIES, AND CORPORATIONS

16 SEC. 901. Funds appropriated in this or any other  
17 Act may be used to pay travel to the United States for  
18 the immediate family of employees serving abroad in cases  
19 of death or life threatening illness of said employee.

20 SEC. 902. No department, agency, or instrumentality  
21 of the United States receiving appropriated funds under  
22 this or any other Act for fiscal year 2007 shall obligate  
23 or expend any such funds, unless such department, agen-  
24 cy, or instrumentality has in place, and will continue to  
25 administer in good faith, a written policy designed to en-

1 sure that all of its workplaces are free from the illegal  
2 use, possession, or distribution of controlled substances  
3 (as defined in the Controlled Substances Act (21 U.S.C.  
4 802)) by the officers and employees of such department,  
5 agency, or instrumentality.

6       SEC. 903. Unless otherwise specifically provided, the  
7 maximum amount allowable during the current fiscal year  
8 in accordance with section 16 of the Act of August 2, 1946  
9 (60 Stat. 810), for the purchase of any passenger motor  
10 vehicle (exclusive of buses, ambulances, law enforcement,  
11 and undercover surveillance vehicles), is hereby fixed at  
12 \$8,100 except station wagons for which the maximum  
13 shall be \$9,100: *Provided*, That these limits may be ex-  
14 ceeded by not to exceed \$3,700 for police-type vehicles,  
15 and by not to exceed \$4,000 for special heavy-duty vehi-  
16 cles: *Provided further*, That the limits set forth in this sec-  
17 tion may not be exceeded by more than 5 percent for elec-  
18 tric or hybrid vehicles purchased for demonstration under  
19 the provisions of the Electric and Hybrid Vehicle Re-  
20 search, Development, and Demonstration Act of 1976:  
21 *Provided further*, That the limits set forth in this section  
22 may be exceeded by the incremental cost of clean alter-  
23 native fuels vehicles acquired pursuant to Public Law  
24 101-549 over the cost of comparable conventionally fueled  
25 vehicles.

1        SEC. 904. Appropriations of the executive depart-  
2        ments and independent establishments for the current fis-  
3        cal year available for expenses of travel, or for the ex-  
4        penses of the activity concerned, are hereby made available  
5        for quarters allowances and cost-of-living allowances, in  
6        accordance with 5 U.S.C. 5922–5924.

7        SEC. 905. Unless otherwise specified during the cur-  
8        rent fiscal year, no part of any appropriation contained  
9        in this or any other Act shall be used to pay the compensa-  
10       tion of any officer or employee of the Government of the  
11       United States (including any agency the majority of the  
12       stock of which is owned by the Government of the United  
13       States) whose post of duty is in the continental United  
14       States unless such person: (1) is a citizen of the United  
15       States; (2) is a person in the service of the United States  
16       on the date of the enactment of this Act who, being eligible  
17       for citizenship, has filed a declaration of intention to be-  
18       come a citizen of the United States prior to such date and  
19       is actually residing in the United States; (3) is a person  
20       who owes allegiance to the United States; (4) is an alien  
21       from Cuba, Poland, South Vietnam, the countries of the  
22       former Soviet Union, or the Baltic countries lawfully ad-  
23       mitted to the United States for permanent residence; (5)  
24       is a South Vietnamese, Cambodian, or Laotian refugee pa-  
25       roled in the United States after January 1, 1975; or (6)

1 is a national of the People's Republic of China who quali-  
2 fies for adjustment of status pursuant to the Chinese Stu-  
3 dent Protection Act of 1992 (Public Law 102-404): *Pro-*  
4 *vided*, That for the purpose of this section, an affidavit  
5 signed by any such person shall be considered prima facie  
6 evidence that the requirements of this section with respect  
7 to his or her status have been complied with: *Provided fur-*  
8 *ther*, That any person making a false affidavit shall be  
9 guilty of a felony, and, upon conviction, shall be fined no  
10 more than \$4,000 or imprisoned for not more than 1 year,  
11 or both: *Provided further*, That the above penal clause  
12 shall be in addition to, and not in substitution for, any  
13 other provisions of existing law: *Provided further*, That  
14 any payment made to any officer or employee contrary to  
15 the provisions of this section shall be recoverable in action  
16 by the Federal Government. This section shall not apply  
17 to citizens of Ireland, Israel, or the Republic of the Phil-  
18ippines, or to nationals of those countries allied with the  
19 United States in a current defense effort, or to inter-  
20 national broadcasters employed by the United States In-  
21 formation Agency, or to temporary employment of trans-  
22 lators, or to temporary employment in the field service  
23 (not to exceed 60 days) as a result of emergencies.

24 SEC. 906. Appropriations available to any depart-  
25 ment or agency during the current fiscal year for nec-

1   essary expenses, including maintenance or operating ex-  
2   penses, shall also be available for payment to the General  
3   Services Administration for charges for space and services  
4   and those expenses of renovation and alteration of build-  
5   ings and facilities which constitute public improvements  
6   performed in accordance with the Public Buildings Act of  
7   1959 (73 Stat. 749), the Public Buildings Amendments  
8   of 1972 (87 Stat. 216), or other applicable law.

9       SEC. 907. In addition to funds provided in this or  
10   any other Act, all Federal agencies are authorized to re-  
11   ceive and use funds resulting from the sale of materials,  
12   including Federal records disposed of pursuant to a  
13   records schedule recovered through recycling or waste pre-  
14   vention programs. Such funds shall be available until ex-  
15   pended for the following purposes:

16           (1) Acquisition, waste reduction and prevention,  
17           and recycling programs as described in Executive  
18           Order No. 13101 (September 14, 1998), including  
19           any such programs adopted prior to the effective  
20           date of the Executive order.

21           (2) Other Federal agency environmental man-  
22           agement programs, including, but not limited to, the  
23           development and implementation of hazardous waste  
24           management and pollution prevention programs.

1           (3) Other employee programs as authorized by  
2       law or as deemed appropriate by the head of the  
3       Federal agency.

4       SEC. 908. Funds made available by this or any other  
5   Act for administrative expenses in the current fiscal year  
6   of the corporations and agencies subject to chapter 91 of  
7   title 31, United States Code, shall be available, in addition  
8   to objects for which such funds are otherwise available,  
9   for rent in the District of Columbia; services in accordance  
10  with 5 U.S.C. 3109; and the objects specified under this  
11  head, all the provisions of which shall be applicable to the  
12  expenditure of such funds unless otherwise specified in the  
13  Act by which they are made available: *Provided*, That in  
14  the event any functions budgeted as administrative ex-  
15  penses are subsequently transferred to or paid from other  
16  funds, the limitations on administrative expenses shall be  
17  correspondingly reduced.

18       SEC. 909. No part of any appropriation for the cur-  
19  rent fiscal year contained in this or any other Act shall  
20  be paid to any person for the filling of any position for  
21  which he or she has been nominated after the Senate has  
22  voted not to approve the nomination of said person.

23       SEC. 910. No part of any appropriation contained in  
24  this or any other Act shall be available for interagency  
25  financing of boards (except Federal Executive Boards),

1 commissions, councils, committees, or similar groups  
2 (whether or not they are interagency entities) which do  
3 not have a prior and specific statutory approval to receive  
4 financial support from more than one agency or instru-  
5 mentality.

6       SEC. 911. Funds made available by this or any other  
7 Act to the Postal Service Fund (39 U.S.C. 2003) shall  
8 be available for employment of guards for all buildings and  
9 areas owned or occupied by the Postal Service or under  
10 the charge and control of the Postal Service. The Postal  
11 Service may give such guards, with respect to such prop-  
12 erty, any of the powers of special policemen provided  
13 under 40 U.S.C. 1315. The Postmaster General, or his  
14 designee, may take any action that the Secretary of Home-  
15 land Security may take under such section with respect  
16 to that property.

17       SEC. 912. None of the funds made available pursuant  
18 to the provisions of this Act shall be used to implement,  
19 administer, or enforce any regulation which has been dis-  
20 approved pursuant to a joint resolution duly adopted in  
21 accordance with the applicable law of the United States.

22       SEC. 913. (a) Notwithstanding any other provision  
23 of law, and except as otherwise provided in this section,  
24 no part of any of the funds appropriated for fiscal year  
25 2007, by this or any other Act, may be used to pay any

1 prevailing rate employee described in section  
2 5342(a)(2)(A) of title 5, United States Code—

3 (1) during the period from the date of expira-  
4 tion of the limitation imposed by the comparable sec-  
5 tion for previous fiscal years until the normal effec-  
6 tive date of the applicable wage survey adjustment  
7 that is to take effect in fiscal year 2007, in an  
8 amount that exceeds the rate payable for the appli-  
9 cable grade and step of the applicable wage schedule  
10 in accordance with such section; and

11 (2) during the period consisting of the remain-  
12 der of fiscal year 2007, in an amount that exceeds,  
13 as a result of a wage survey adjustment, the rate  
14 payable under paragraph (1) by more than the sum  
15 of—

16 (A) the percentage adjustment taking ef-  
17 fect in fiscal year 2007 under section 5303 of  
18 title 5, United States Code, in the rates of pay  
19 under the General Schedule; and

20 (B) the difference between the overall aver-  
21 age percentage of the locality-based com-  
22 parability payments taking effect in fiscal year  
23 2007 under section 5304 of such title (whether  
24 by adjustment or otherwise), and the overall av-  
25 erage percentage of such payments which was

1           effective in the previous fiscal year under such  
2           section.

3           (b) Notwithstanding any other provision of law, no  
4   prevailing rate employee described in subparagraph (B) or  
5   (C) of section 5342(a)(2) of title 5, United States Code,  
6   and no employee covered by section 5348 of such title,  
7   may be paid during the periods for which subsection (a)  
8   is in effect at a rate that exceeds the rates that would  
9   be payable under subsection (a) were subsection (a) appli-  
10   cable to such employee.

11          (c) For the purposes of this section, the rates payable  
12   to an employee who is covered by this section and who  
13   is paid from a schedule not in existence on September 30,  
14   2006, shall be determined under regulations prescribed by  
15   the Office of Personnel Management.

16          (d) Notwithstanding any other provision of law, rates  
17   of premium pay for employees subject to this section may  
18   not be changed from the rates in effect on September 30,  
19   2006, except to the extent determined by the Office of  
20   Personnel Management to be consistent with the purpose  
21   of this section.

22          (e) This section shall apply with respect to pay for  
23   service performed after September 30, 2006.

24          (f) For the purpose of administering any provision  
25   of law (including any rule or regulation that provides pre-

1 mium pay, retirement, life insurance, or any other em-  
2 ployee benefit) that requires any deduction or contribu-  
3 tion, or that imposes any requirement or limitation on the  
4 basis of a rate of salary or basic pay, the rate of salary  
5 or basic pay payable after the application of this section  
6 shall be treated as the rate of salary or basic pay.

7 (g) Nothing in this section shall be considered to per-  
8 mit or require the payment to any employee covered by  
9 this section at a rate in excess of the rate that would be  
10 payable were this section not in effect.

11 (h) The Office of Personnel Management may provide  
12 for exceptions to the limitations imposed by this section  
13 if the Office determines that such exceptions are necessary  
14 to ensure the recruitment or retention of qualified employ-  
15 ees.

16 SEC. 914. During the period in which the head of  
17 any department or agency, or any other officer or civilian  
18 employee of the Government appointed by the President  
19 of the United States, holds office, no funds may be obli-  
20 gated or expended in excess of \$5,000 to furnish or re-  
21 decorate the office of such department head, agency head,  
22 officer, or employee, or to purchase furniture or make im-  
23 provements for any such office, unless advance notice of  
24 such furnishing or redecoration is expressly approved by  
25 the Committees on Appropriations. For the purposes of

1 this section, the term “office” shall include the entire suite  
2 of offices assigned to the individual, as well as any other  
3 space used primarily by the individual or the use of which  
4 is directly controlled by the individual.

5 SEC. 915. Notwithstanding section 1346 of title 31,  
6 United States Code, or section 910 of this Act, funds  
7 made available for the current fiscal year by this or any  
8 other Act shall be available for the interagency funding  
9 of national security and emergency preparedness tele-  
10 communications initiatives which benefit multiple Federal  
11 departments, agencies, or entities, as provided by Execu-  
12 tive Order No. 12472 (April 3, 1984).

13 SEC. 916. (a) None of the funds appropriated by this  
14 or any other Act may be obligated or expended by any  
15 Federal department, agency, or other instrumentality for  
16 the salaries or expenses of any employee appointed to a  
17 position of a confidential or policy-determining character  
18 excepted from the competitive service pursuant to section  
19 3302 of title 5, United States Code, without a certification  
20 to the Office of Personnel Management from the head of  
21 the Federal department, agency, or other instrumentality  
22 employing the Schedule C appointee that the Schedule C  
23 position was not created solely or primarily in order to  
24 detail the employee to the White House.

1 (b) The provisions of this section shall not apply to  
2 Federal employees or members of the armed services de-  
3 tailed to or from—

4 (1) the Central Intelligence Agency;

5 (2) the National Security Agency;

6 (3) the Defense Intelligence Agency;

7 (4) the offices within the Department of De-  
8 fense for the collection of specialized national foreign  
9 intelligence through reconnaissance programs;

10 (5) the Bureau of Intelligence and Research of  
11 the Department of State;

12 (6) any agency, office, or unit of the Army,  
13 Navy, Air Force, and Marine Corps, the Department  
14 of Homeland Security, the Federal Bureau of Inves-  
15 tigation and the Drug Enforcement Administration  
16 of the Department of Justice, the Department of  
17 Transportation, the Department of the Treasury,  
18 and the Department of Energy performing intel-  
19 ligence functions; and

20 (7) the Director of National Intelligence or the  
21 Office of the Director of National Intelligence.

22 SEC. 917. No department, agency, or instrumentality  
23 of the United States receiving appropriated funds under  
24 this or any other Act for the current fiscal year shall obli-  
25 gate or expend any such funds, unless such department,

1 agency, or instrumentality has in place, and will continue  
2 to administer in good faith, a written policy designed to  
3 ensure that all of its workplaces are free from discrimina-  
4 tion and sexual harassment and that all of its workplaces  
5 are not in violation of title VII of the Civil Rights Act  
6 of 1964 (Public Law 88–352, 78 Stat. 241), as amended,  
7 the Age Discrimination in Employment Act of 1967 (Pub-  
8 lic Law 90–202, 81 Stat. 602), and the Rehabilitation Act  
9 of 1973 (Public Law 93–112, 87 Stat. 355).

10 SEC. 918. No part of any appropriation contained in  
11 this or any other Act shall be available for the payment  
12 of the salary of any officer or employee of the Federal  
13 Government, who—

14 (1) prohibits or prevents, or attempts or threat-  
15 ens to prohibit or prevent, any other officer or em-  
16 ployee of the Federal Government from having any  
17 direct oral or written communication or contact with  
18 any Member, committee, or subcommittee of the  
19 Congress in connection with any matter pertaining  
20 to the employment of such other officer or employee  
21 or pertaining to the department or agency of such  
22 other officer or employee in any way, irrespective of  
23 whether such communication or contact is at the ini-  
24 tiative of such other officer or employee or in re-

1        sponse to the request or inquiry of such Member,  
2        committee, or subcommittee; or

3            (2) removes, suspends from duty without pay,  
4        demotes, reduces in rank, seniority, status, pay, or  
5        performance of efficiency rating, denies promotion  
6        to, relocates, reassigns, transfers, disciplines, or dis-  
7        criminate in regard to any employment right, enti-  
8        tlement, or benefit, or any term or condition of em-  
9        ployment of, any other officer or employee of the  
10       Federal Government, or attempts or threatens to  
11       commit any of the foregoing actions with respect to  
12       such other officer or employee, by reason of any  
13       communication or contact of such other officer or  
14       employee with any Member, committee, or sub-  
15       committee of the Congress as described in paragraph  
16       (1).

17       SEC. 919. (a) None of the funds made available in  
18       this or any other Act may be obligated or expended for  
19       any employee training that—

20            (1) does not meet identified needs for knowl-  
21        edge, skills, and abilities bearing directly upon the  
22        performance of official duties;

23            (2) contains elements likely to induce high lev-  
24        els of emotional response or psychological stress in  
25        some participants;

1           (3) does not require prior employee notification  
2           of the content and methods to be used in the train-  
3           ing and written end of course evaluation;

4           (4) contains any methods or content associated  
5           with religious or quasi-religious belief systems or  
6           “new age” belief systems as defined in Equal Em-  
7           ployment Opportunity Commission Notice N-  
8           915.022, dated September 2, 1988; or

9           (5) is offensive to, or designed to change, par-  
10          ticipants’ personal values or lifestyle outside the  
11          workplace.

12          (b) Nothing in this section shall prohibit, restrict, or  
13          otherwise preclude an agency from conducting training  
14          bearing directly upon the performance of official duties.

15          SEC. 920. No funds appropriated in this or any other  
16          Act may be used to implement or enforce the agreements  
17          in Standard Forms 312 and 4414 of the Government or  
18          any other nondisclosure policy, form, or agreement if such  
19          policy, form, or agreement does not contain the following  
20          provisions: “These restrictions are consistent with and do  
21          not supersede, conflict with, or otherwise alter the em-  
22          ployee obligations, rights, or liabilities created by Execu-  
23          tive Order No. 12958; section 7211 of title 5, United  
24          States Code (governing disclosures to Congress); section  
25          1034 of title 10, United States Code, as amended by the

1 Military Whistleblower Protection Act (governing disclo-  
2 sure to Congress by members of the military); section  
3 2302(b)(8) of title 5, United States Code, as amended by  
4 the Whistleblower Protection Act (governing disclosures of  
5 illegality, waste, fraud, abuse or public health or safety  
6 threats); the Intelligence Identities Protection Act of 1982  
7 (50 U.S.C. 421 et seq.) (governing disclosures that could  
8 expose confidential Government agents); and the statutes  
9 which protect against disclosure that may compromise the  
10 national security, including sections 641, 793, 794, 798,  
11 and 952 of title 18, United States Code, and section 4(b)  
12 of the Subversive Activities Act of 1950 (50 U.S.C.  
13 783(b)). The definitions, requirements, obligations, rights,  
14 sanctions, and liabilities created by said Executive order  
15 and listed statutes are incorporated into this agreement  
16 and are controlling.”: *Provided*, That notwithstanding the  
17 preceding paragraph, a nondisclosure policy form or agree-  
18 ment that is to be executed by a person connected with  
19 the conduct of an intelligence or intelligence-related activ-  
20 ity, other than an employee or officer of the United States  
21 Government, may contain provisions appropriate to the  
22 particular activity for which such document is to be used.  
23 Such form or agreement shall, at a minimum, require that  
24 the person will not disclose any classified information re-  
25 ceived in the course of such activity unless specifically au-

1 thorized to do so by the United States Government. Such  
2 nondisclosure forms shall also make it clear that they do  
3 not bar disclosures to Congress or to an authorized official  
4 of an executive agency or the Department of Justice that  
5 are essential to reporting a substantial violation of law.

6 SEC. 921. No part of any funds appropriated in this  
7 or any other Act shall be used by an agency of the execu-  
8 tive branch, other than for normal and recognized execu-  
9 tive-legislative relationships, for publicity or propaganda  
10 purposes, and for the preparation, distribution or use of  
11 any kit, pamphlet, booklet, publication, radio, television or  
12 film presentation designed to support or defeat legislation  
13 pending before the Congress, except in presentation to the  
14 Congress itself.

15 SEC. 922. None of the funds appropriated by this or  
16 any other Act may be used by an agency to provide a Fed-  
17 eral employee's home address to any labor organization  
18 except when the employee has authorized such disclosure  
19 or when such disclosure has been ordered by a court of  
20 competent jurisdiction.

21 SEC. 923. None of the funds made available in this  
22 Act or any other Act may be used to provide any non-  
23 public information such as mailing or telephone lists to  
24 any person or any organization outside of the Federal

1 Government without the approval of the Committees on  
2 Appropriations.

3 SEC. 924. No part of any appropriation contained in  
4 this or any other Act shall be used directly or indirectly,  
5 including by private contractor, for publicity or propa-  
6 ganda purposes within the United States not heretofor au-  
7 thorized by the Congress.

8 SEC. 925. (a) In this section the term “agency”—

9 (1) means an Executive agency as defined  
10 under section 105 of title 5, United States Code;

11 (2) includes a military department as defined  
12 under section 102 of such title, the Postal Service,  
13 and the Postal Rate Commission; and

14 (3) shall not include the Government Account-  
15 ability Office.

16 (b) Unless authorized in accordance with law or regu-  
17 lations to use such time for other purposes, an employee  
18 of an agency shall use official time in an honest effort  
19 to perform official duties. An employee not under a leave  
20 system, including a Presidential appointee exempted under  
21 section 6301(2) of title 5, United States Code, has an obli-  
22 gation to expend an honest effort and a reasonable propor-  
23 tion of such employee’s time in the performance of official  
24 duties.

1        SEC. 926. Notwithstanding 31 U.S.C. 1346 and sec-  
2    tion 910 of this Act, funds made available for the current  
3    fiscal year by this or any other Act to any department  
4    or agency, which is a member of the Federal Accounting  
5    Standards Advisory Board (FASAB), shall be available to  
6    finance an appropriate share of FASAB administrative  
7    costs.

8        SEC. 927. Notwithstanding 31 U.S.C. 1346 and sec-  
9    tion 910 of this Act, the head of each Executive depart-  
10   ment and agency is hereby authorized to transfer to or  
11   reimburse “General Services Administration, Government-  
12   wide Policy” with the approval of the Director of the Of-  
13   fice of Management and Budget, funds made available for  
14   the current fiscal year by this or any other Act, including  
15   rebates from charge card and other contracts: *Provided*,  
16   That these funds shall be administered by the Adminis-  
17   trator of General Services to support Government-wide fi-  
18   nancial, information technology, procurement, and other  
19   management innovations, initiatives, and activities, as ap-  
20   proved by the Director of the Office of Management and  
21   Budget, in consultation with the appropriate interagency  
22   groups designated by the Director (including the Chief Fi-  
23   nancial Officers Council for financial management initia-  
24   tives, the Chief Information Officers Council for informa-  
25   tion technology initiatives, the Chief Human Capital Offi-

1 cers Council for human capital initiatives, and the Chief  
2 Acquisition Officers Council for procurement initiatives):  
3 *Provided further*, the total funds transferred or reimbursed  
4 shall not exceed \$10,000,000: *Provided further*, such  
5 transfers or reimbursements may only be made 15 days  
6 following notification of the Committees on Appropriations  
7 by the Director of the Office of Management and Budget.

8       SEC. 928. Notwithstanding any other provision of  
9 law, a woman may breastfeed her child at any location  
10 in a Federal building or on Federal property, if the woman  
11 and her child are otherwise authorized to be present at  
12 the location.

13       SEC. 929. Notwithstanding section 1346 of title 31,  
14 United States Code, or section 910 of this Act, funds  
15 made available for the current fiscal year by this or any  
16 other Act shall be available for the interagency funding  
17 of specific projects, workshops, studies, and similar efforts  
18 to carry out the purposes of the National Science and  
19 Technology Council (authorized by Executive Order No.  
20 12881), which benefit multiple Federal departments,  
21 agencies, or entities: *Provided*, That the Office of Manage-  
22 ment and Budget shall provide a report describing the  
23 budget of and resources connected with the National  
24 Science and Technology Council to the Committees on Ap-  
25 propriations, the House Committee on Science, and the

1 Senate Committee on Commerce, Science, and Transpor-  
2 tation 90 days after enactment of this Act.

3 SEC. 930. Any request for proposals, solicitation,  
4 grant application, form, notification, press release, or  
5 other publications involving the distribution of Federal  
6 funds shall indicate the agency providing the funds, the  
7 Catalog of Federal Domestic Assistance Number, as appli-  
8 cable, and the amount provided: *Provided*, That this provi-  
9 sion shall apply to direct payments, formula funds, and  
10 grants received by a State receiving Federal funds.

11 SEC. 931. Subsection (f) of section 403 of Public Law  
12 103–356 (31 U.S.C. 501 note), as amended, is repealed.

13 SEC. 932. (a) PROHIBITION OF FEDERAL AGENCY  
14 MONITORING OF INDIVIDUALS’ INTERNET USE.—None of  
15 the funds made available in this or any other Act may  
16 be used by any Federal agency—

17 (1) to collect, review, or create any aggregation  
18 of data, derived from any means, that includes any  
19 personally identifiable information relating to an in-  
20 dividual’s access to or use of any Federal Govern-  
21 ment Internet site of the agency; or

22 (2) to enter into any agreement with a third  
23 party (including another government agency) to col-  
24 lect, review, or obtain any aggregation of data, de-  
25 rived from any means, that includes any personally

1 identifiable information relating to an individual's  
2 access to or use of any nongovernmental Internet  
3 site.

4 (b) EXCEPTIONS.—The limitations established in  
5 subsection (a) shall not apply to—

6 (1) any record of aggregate data that does not  
7 identify particular persons;

8 (2) any voluntary submission of personally iden-  
9 tifiable information;

10 (3) any action taken for law enforcement, regu-  
11 latory, or supervisory purposes, in accordance with  
12 applicable law; or

13 (4) any action described in subsection (a)(1)  
14 that is a system security action taken by the oper-  
15 ator of an Internet site and is necessarily incident  
16 to providing the Internet site services or to pro-  
17 tecting the rights or property of the provider of the  
18 Internet site.

19 (c) DEFINITIONS.—For the purposes of this section:

20 (1) The term “regulatory” means agency ac-  
21 tions to implement, interpret or enforce authorities  
22 provided in law.

23 (2) The term “supervisory” means examina-  
24 tions of the agency’s supervised institutions, includ-  
25 ing assessing safety and soundness, overall financial

1 condition, management practices and policies and  
2 compliance with applicable standards as provided in  
3 law.

4 SEC. 933. (a) None of the funds appropriated by this  
5 Act may be used to enter into or renew a contract which  
6 includes a provision providing prescription drug coverage,  
7 except where the contract also includes a provision for con-  
8 traceptive coverage.

9 (b) Nothing in this section shall apply to a contract  
10 with—

11 (1) any of the following religious plans:

12 (A) Personal Care's HMO; and

13 (B) OSF HealthPlans, Inc.; and

14 (2) any existing or future plan, if the carrier  
15 for the plan objects to such coverage on the basis of  
16 religious beliefs.

17 (c) In implementing this section, any plan that enters  
18 into or renews a contract under this section may not sub-  
19 ject any individual to discrimination on the basis that the  
20 individual refuses to prescribe or otherwise provide for  
21 contraceptives because such activities would be contrary  
22 to the individual's religious beliefs or moral convictions.

23 (d) Nothing in this section shall be construed to re-  
24 quire coverage of abortion or abortion-related services.

1        SEC. 934. The Congress of the United States recog-  
2 nizes the United States Anti-Doping Agency (USADA) as  
3 the official anti-doping agency for Olympic, Pan Amer-  
4 ican, and Paralympic sport in the United States.

5        SEC. 935. Notwithstanding any other provision of  
6 law, funds appropriated for official travel by Federal de-  
7 partments and agencies may be used by such departments  
8 and agencies, if consistent with Office of Management and  
9 Budget Circular A-126 regarding official travel for Gov-  
10 ernment personnel, to participate in the fractional aircraft  
11 ownership pilot program.

12       SEC. 936. Notwithstanding any other provision of  
13 law, none of the funds appropriated or made available  
14 under this Act or any other appropriations Act may be  
15 used to implement or enforce restrictions or limitations on  
16 the Coast Guard Congressional Fellowship Program, or to  
17 implement the proposed regulations of the Office of Per-  
18 sonnel Management to add sections 300.311 through  
19 300.316 to part 300 of title 5 of the Code of Federal Reg-  
20 ulations, published in the Federal Register, volume 68,  
21 number 174, on September 9, 2003 (relating to the detail  
22 of executive branch employees to the legislative branch).

23       SEC. 937. Notwithstanding any other provision of  
24 law, no executive branch agency shall purchase, construct,  
25 and/or lease any additional facilities, except within or con-

1 tiguous to existing locations, to be used for the purpose  
2 of conducting Federal law enforcement training without  
3 the advance approval of the Committees on Appropria-  
4 tions, except that the Federal Law Enforcement Training  
5 Center is authorized to obtain the temporary use of addi-  
6 tional facilities by lease, contract, or other agreement for  
7 training which cannot be accommodated in existing Center  
8 facilities.

9       SEC. 938. (a) No funds shall be available for trans-  
10 fers or reimbursements to the E-Government Initiatives  
11 sponsored by the Office of Management and Budget prior  
12 to 15 days following submission of a report to the Commit-  
13 tees on Appropriations by the Director of the Office of  
14 Management and Budget and receipt of approval to trans-  
15 fer funds by the House and Senate Committees on Appro-  
16 priations.

17       (b) The report in (a) shall detail—

18               (1) the amount proposed for transfer for any  
19 department and agency by program office, bureau,  
20 or activity, as appropriate;

21               (2) the specific use of funds;

22               (3) the relevance of that use to that department  
23 or agency and each bureau or office within, which is  
24 contributing funds; and

1           (4) a description on any such activities for  
2           which funds were appropriated that will not be im-  
3           plemented or partially implemented by the depart-  
4           ment or agency as a result of the transfer.

5           SEC. 939. (a) REQUIREMENT FOR PUBLIC-PRIVATE  
6 COMPETITION.—

7           (1) Notwithstanding any other provision of law,  
8           none of the funds appropriated by this or any other  
9           Act shall be available to convert to contractor per-  
10          formance an activity or function of an executive  
11          agency, that on or after the date of enactment of  
12          this Act, is performed by more than 10 Federal em-  
13          ployees unless—

14                 (A) the conversion is based on the result of  
15                 a public-private competition that includes a  
16                 most efficient and cost effective organization  
17                 plan developed by such activity or function; and

18                 (B) the Competitive Sourcing Official de-  
19                 termines that, over all performance periods  
20                 stated in the solicitation of offers for perform-  
21                 ance of the activity or function, the cost of per-  
22                 formance of the activity or function by a con-  
23                 tractor would be less costly to the executive  
24                 agency by an amount that equals or exceeds the  
25                 lesser of—

1 (i) 10 percent of the most efficient or-  
2 ganization's personnel-related costs for  
3 performance of that activity or function by  
4 Federal employees; or

5 (ii) \$10,000,000.

6 (2) This paragraph shall not apply to—

7 (A) the Department of Defense;

8 (B) section 44920 of title 49, United  
9 States Code;

10 (C) a commercial or industrial type func-  
11 tion that—

12 (i) is included on the procurement list  
13 established pursuant to section 2 of the  
14 Javits-Wagner-O'Day Act (41 U.S.C. 47);  
15 or

16 (ii) is planned to be converted to per-  
17 formance by a qualified nonprofit agency  
18 for the blind or by a qualified nonprofit  
19 agency for other severely handicapped indi-  
20 viduals in accordance with that Act;

21 (D) depot contracts or contracts for depot  
22 maintenance as provided in sections 2469 and  
23 2474 of title 10, United States Code; or

1                   (E) activities that are the subject of an on-  
2                   going competition that was publicly announced  
3                   prior to the date of enactment of this Act.

4           (b) USE OF PUBLIC-PRIVATE COMPETITION.—Noth-  
5   ing in Office of Management and Budget Circular A–76  
6   shall prevent the head of an executive agency from con-  
7   ducting a public-private competition to evaluate the bene-  
8   fits of converting work from contract performance to per-  
9   formance by Federal employees in appropriate instances.  
10   The Circular shall provide procedures and policies for  
11   these competitions that are similar to those applied to  
12   competitions that may result in the conversion of work  
13   from performance by Federal employees to performance  
14   by a contractor.

15       SEC. 940. (a) The adjustment in rates of basic pay  
16   for employees under the statutory pay systems that takes  
17   effect in fiscal year 2007 under sections 5303 and 5304  
18   of title 5, United States Code, shall be an increase of 2.7  
19   percent, and this adjustment shall apply to civilian em-  
20   ployees in the Department of Defense and the Department  
21   of Homeland Security and such adjustments shall be effec-  
22   tive as of the first day of the first applicable pay period  
23   beginning on or after January 1, 2007.

24       (b) Notwithstanding section 913 of this Act, the ad-  
25   justment in rates of basic pay for the statutory pay sys-

1 tems that take place in fiscal year 2007 under sections  
2 5344 and 5348 of title 5, United States Code, shall be  
3 no less than the percentage in paragraph (a) as employees  
4 in the same location whose rates of basic pay are adjusted  
5 pursuant to the statutory pay systems under section 5303  
6 and 5304 of title 5, United States Code. Prevailing rate  
7 employees at locations where there are no employees whose  
8 pay is increased pursuant to sections 5303 and 5304 of  
9 title 5 and prevailing rate employees described in section  
10 5343(a)(5) of title 5 shall be considered to be located in  
11 the pay locality designated as “Rest of US” pursuant to  
12 section 5304 of title 5 for purposes of this paragraph.

13 (c) Funds used to carry out this section shall be paid  
14 from appropriations, which are made to each applicable  
15 department or agency for salaries and expenses for fiscal  
16 year 2007.

17 SEC. 941. Unless otherwise authorized by existing  
18 law, none of the funds provided in this Act or any other  
19 Act may be used by an executive branch agency to produce  
20 any prepackaged news story intended for broadcast or dis-  
21 tribution in the United States, unless the story includes  
22 a clear notification within the text or audio of the pre-  
23 packaged news story that the prepackaged news story was  
24 prepared or funded by that executive branch agency.

1        SEC. 942. None of the funds made available in this  
2 Act may be used in contravention of section 552a of title  
3 5, United States Code (popularly known as the Privacy  
4 Act) or of section 552.224 of title 48 of the Code of Fed-  
5 eral Regulations.

6        SEC. 943. Each executive department and agency  
7 shall evaluate the creditworthiness of an individual before  
8 issuing the individual a government travel charge card.  
9 The department or agency may not issue a government  
10 travel charge card to an individual that either lacks a cred-  
11 it history or is found to have an unsatisfactory credit his-  
12 tory as a result of this evaluation: *Provided*, That this re-  
13 striction shall not preclude issuance of a restricted-use  
14 charge, debit, or stored value card made in accordance  
15 with agency procedures to: (1) an individual with an un-  
16 satisfactory credit history where such card is used to pay  
17 travel expenses and the agency determines there is no suit-  
18 able alternative payment mechanism available before  
19 issuing the card; or (2) an individual who lacks a credit  
20 history. Each executive department and agency shall es-  
21 tablish guidelines and procedures for disciplinary actions  
22 to be taken against agency personnel for improper, fraud-  
23 ulent, or abusive use of government charge cards, which  
24 shall include appropriate disciplinary actions for use of  
25 charge cards for purposes, and at establishments, that are

1 inconsistent with the official business of the Department  
2 or agency or with applicable standards of conduct.

3       SEC. 944. Except as expressly provided otherwise,  
4 any reference to “this Act” contained in this title shall  
5 not apply to title V.

6       This Act may be cited as the “Transportation, Treas-  
7 ury, Housing and Urban Development, the Judiciary, the  
8 District of Columbia and Independent Agencies Appro-  
9 priations Act, 2007”.



Union Calendar No. 276

109<sup>TH</sup> CONGRESS  
2<sup>D</sup> Session

**H. R. 5576**

[Report No. 109-495]

**A BILL**

Making appropriations for the Departments of Transportation, Treasury, and Housing, and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2007, and for other purposes.

JUNE 9, 2006

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed